

## STATE OF MINNESOTA

## SIXTY-EIGHTH SESSION - 1973

## FORTY-THIRD DAY

SAINT PAUL, MINNESOTA, TUESDAY, APRIL 24, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bell	Esau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Growe	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

A quorum was present.

McMillan was excused.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journal was approved as corrected.

## REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2216, 1718, 1980, 365, 755, 1625, 1635, 1641, 1642, 1693, 1749, 995, 1447, 1394, 1465, 1537, 1658, 700, 945, 1225, 1539, 1551,

1585, 835, 1779, 1643, and 1931 have been placed in the members' files.

### PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA  
OFFICE OF THE SECRETARY OF STATE  
ST. PAUL 55155

The Honorable Martin O. Sabo  
Speaker of the House of Representatives  
The Honorable Alec G. Olson  
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
655		124	April 23	April 23

Sincerely,

ARLEN ERDAHL  
Secretary of State

### REPORTS OF STANDING COMMITTEES

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 647, A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or associations and handlers; providing criteria.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. This act shall be known and may be cited as the "agricultural marketing and bargaining act of 1973."

Sec. 2. [DECLARATION OF POLICY.] Since agricultural products are produced by numerous and often scattered individual producers, the marketing and bargaining position of individual producers will be adversely affected unless they are free to join together voluntarily in cooperative associations or other associations as authorized by law. Membership of a producer in such a cooperative association or other association can only be meaningful if a handler of agricultural products is required to bargain in good faith with an agricultural cooperative association or other association as the representative of the members of such associa-

tion. Production and marketing of agricultural commodities constitutes a basic and essential industry. Agricultural producers do not now enjoy the opportunity, comparable to that of industrial workers and those in many other forms of enterprise or employment, to organize and bargain effectively. Neither is adequate government provision available to assure that the bargaining process shall be fair both to producers and handlers and in the public interest.

Sec. 3. Subdivision 1. For the purpose of sections 1 to 13, the terms defined in this section have the meanings given them.

Subd. 2. "Association" means an association of producers, or federation of cooperative association of producers engaged in producing, marketing, bargaining, shipping or processing functions of an agricultural commodity on behalf of its members who are producers of such agricultural commodity, which has been accredited by the commissioner.

Subd. 3. "Person" means an individual, partnership, corporation or association.

Subd. 4. "Producer" means any person who in any one calendar year within the previous two calendar years, produces or causes to be produced any agricultural commodity in quantity beyond his own family use, and who is able to transfer, during the calendar year, to a handler or an association a merchantable title to the agricultural commodity or provide management, labor, machinery, facilities, or any other production input, with the assumption of risk, for the production of the agricultural commodity under a written contract.

Subd. 5. "Agricultural commodity" includes all agricultural goods produced under contract for marketing as defined by the commissioner of agriculture. It does not include any commodity sold by a producer to another producer for his own exclusive use and not for resale. The kinds, types and subtypes of products to be classed together as an agricultural commodity for the purposes of this act shall be determined by the commissioner on the basis of common usage and practice.

Subd. 6. "Handler" means a person, other than an association, engaged in the business or practice of acquiring agricultural commodities from producers or associations for processing or sale; grading, packaging, handling, storing or processing agricultural commodities received from producers or associations; contracting or negotiating contracts or other arrangements, with producers or associations with respect to the production of any agricultural commodity; or acting as an agent or broker for a handler in the performance of any function or act specified above. It does not include a producer who sells at a retail establishment which he owns and operates or who sells at a produce market, agricultural commodities produced by him and agricultural commodities produced by another producer subject to value limitation established by the commissioner.

Subd. 7. "Commissioner" means the commissioner of agriculture of the state of Minnesota or his designated authority.

Subd. 8. "Marketing year" shall mean, generally, any time between the second day of February of the previous calendar year and the first day of February of the calendar year in which the marketing of the agricultural commodity in dispute will occur, unless the commissioner shall determine an alternative time period for a specific agricultural commodity to be designated as its marketing year.

Sec. 4. [ACCREDITATION.] Subdivision 1. Any association accredited under this section may engage in bargaining as provided for under this act.

(1) An association desiring accreditation shall file with the commissioner in the form required by the commissioner. The request shall contain properly certified evidence that the association meets the standards for accreditation and shall be accompanied by a report of the names and addresses of member producers, the name of each handler to whom the member producer delivered or contracted to deliver the agricultural commodity during the previous two calendar years and the quantity delivered. A fee to cover the costs of the commissioner in processing the request shall be established pursuant to Minnesota Statutes, Chapter 15, and paid by the association when the request is filed.

(2) The commissioner may require all handlers of an agricultural commodity produced in a bargaining unit area as individuals or through their trade association to file with the board within 30 days following such a request, a report, properly certified, showing the correct names and addresses of all producers of the agricultural commodity who have delivered the agricultural commodity to the handler during the two calendar years preceding the filing of the report and the quantities of the agricultural commodity received by the handler from each named producer during those periods. The information contained in the individual reports of handlers filed with the commissioner shall not be made public by the commissioner nor available to any person for private use.

Subd. 2. In determination of accreditation, the commissioner shall determine whether bargaining shall be appropriate by plant, processor, or company. This determination shall be the unit area for the bargaining provisions of this act as is applicable to associations and handlers. In making his determination, the commissioner shall define as appropriate the largest bargaining unit area in terms of the quantity of the agricultural commodity produced, the definition of the agricultural commodity, geographic area covered and number of producers included as is consistent with the following criteria:

- (a) The community of interest of the producers included;
- (b) The potential serious conflicts of interests among members of the proposed unit;
- (c) The effect of exclusions on the capacity of the association to effectively bargain for the bargaining unit as defined;

(d) The kinds, types and subtypes of products to be classed together as agricultural commodity for which the bargaining unit is proposed;

(e) Whether the producers eligible for membership in the proposed bargaining unit meet the definition of "producer" for the agricultural commodity involved;

(f) The wishes of the producers;

(g) The pattern of past marketing of the commodity.

Subd. 3. An association shall be accredited only if it complies with the following:

(a) The association meets the requirements of the Capper-Volstead Act, 7 U.S.C. 291-2.

(b) The association has submitted a copy of its bylaws which provide that: each member of the association shall have one vote in all votes of the membership of the association; that officers or directors shall be elected by a majority of the members voting or by delegates representing a majority of membership; and that all elections shall be by secret ballot.

(c) The association has marketing and bargaining contracts for the current or next marketing year with more than 50 percent of the producers of an agricultural commodity who are in the bargaining unit area and these contracts cover more than 50 percent of the quantity of that commodity produced by producers in that bargaining unit area. The commissioner may determine the quantity produced by the bargaining unit area using information on production in prior year, current marketing information, and projections on production during the current marketing year. The commissioner shall exclude from the quantity of the agricultural commodity contracted by producers with producer owned and controlled processing cooperatives and any quantity produced by handlers. An association whose main purpose is bargaining but which processes a surplus into a form which is not the subject of bargaining is not a processing cooperative. The contracts with members shall specify the agricultural commodity and that the members have appointed the association as their exclusive agent in negotiations with handlers for prices and other terms of trade with respect to the sale and marketing of the agricultural commodity and obligate them to dispose of their production or holdings of the agricultural commodity through or at the direction of the association.

Subd. 4. Within 60 days of the filing date of the request for accreditation by an association, the commissioner shall determine whether the association shall be accredited. If the commissioner determines that insufficient evidence was filed by the association, the commissioner may permit the association to file an amended request for accreditation within 30 days following the determination and notification of the association. The commissioner shall then determine, within 30 days of the filing of the amended request, whether the association shall be accredited. An association which is denied accreditation after filing of an

amended request may not file another request for accreditation for a period of one year.

Subd. 5. Accreditation of the association by the commissioner shall be effective 30 days after the notice of accreditation.

Subd. 6. [REVOCATION OF ACCREDITATION.] The commissioner shall consider revocation of accreditation upon any of the following conditions:

(a) Upon receipt of a request from an accredited association for its own disaccreditation.

(b) Upon receipt of a petition requesting that the accredited association be discredited and bearing the signatures of at least ten percent of the producers in the bargaining unit. Following the receipt of a petition prior to the commencement of the marketing year bearing the signatures of at least ten percent of the producers in an accredited association, the board shall order the commissioner to initiate a referendum among the members of the accredited association and if in the referendum a majority of the producers producing 50 percent of the commodity approve, the association accreditation shall be revoked by the board.

Subd. 7. The accredited association shall represent all member producers who are in the bargaining unit area and it shall act as exclusive sales agents for the bargaining unit area in negotiations with handlers. The association may not assess, bargain for, or claim to represent those producers who choose not to be represented by the association or choose not to have a bargaining committee bargain for them.

Sec. 5. [MARKETING AND BARGAINING COMMITTEE.] Subdivision 1. After accreditation of the association, the association shall establish and authorize a marketing and bargaining committee to negotiate, as the association's exclusive agent, with handlers for the sale and marketing of the agricultural commodity for which the association was accredited.

Subd. 2. This committee shall be comprised of members of the association elected by the association in a secret ballot election, except that the association may contract with legal counsel who shall, at the discretion of the association, be eligible for membership on the committee.

Subd. 3. The production of the agricultural commodity shall comprise a significant portion of the total producing operation of each committee member.

Subd. 4. Members who have any quantity contracted with a producer owned and controlled processing cooperative are not eligible to serve on a marketing and bargaining committee for such a commodity.

Sec. 6. Subdivision 1. Producers of agricultural commodities are free to join together voluntarily in associations as authorized by law without interference by handlers. A handler shall

not engage in any of the following practices, defined as unfair practices:

(a) To coerce a producer in the exercise of his right to join and belong to or to refrain from joining or belonging to an association or to refuse to deal with a producer because of the exercise of his right to join and belong to an association.

(b) To discriminate against a producer with respect to price, quantity, quality or other terms of purchase, acquisition or other handling of agricultural products because of his membership in or contract with an association.

(c) To coerce or intimidate a producer to breach, cancel or terminate a membership agreement or marketing contract with an association or a contract with a handler.

(d) To pay or loan money, give anything of value or offer any other inducement or reward to a producer for refusing or ceasing to belong to an association.

(e) To make or circulate unsubstantiated reports about the finances, management or activities of associations or other handlers.

(f) To conspire, combine, agree or arrange with any other person to do or aid or abet the doing of any practice which is in violation of this act.

(g) To refuse to bargain with an association with whom the handler has had prior dealings or with an association whose producers in the bargaining units have had dealings with the handler prior to the effective date of this act.

Subd. 2. An association shall not engage nor permit an employee or agent to engage in the following practices, defined as unfair practices:

(a) To enter into a contract which discriminates against a producer represented by that association.

(b) To act in a manner contrary to the bylaws of the association.

(c) To coerce or intimidate a handler to breach, cancel or terminate an agreement or marketing contract with an association or a contract with a producer.

(d) To make or circulate unsubstantiated reports about the finances, management or activities of other associations or handlers.

(e) To conspire, combine, agree or arrange with another person to do or aid or abet the doing of any practice which is in violation of this act.

Subd. 3. For the purpose of this section, the commissioner may receive complaints with respect to violations or threatened violations. The commissioner may make all necessary investigations, examinations or inspections of any violation or threatened

violation specified in the sworn complaint filed with the commissioner. If, upon such investigation, the commissioner considers that there is reasonable cause to believe that the person charged has committed a practice in violation of this act, the commissioner shall issue and cause to be served a complaint upon the person. The complaint shall summon the person to a hearing before the commissioner at the time and place fixed.

Subd. 4. If the commissioner determines that the person complained of has committed a practice in violation of this section, he shall state his findings of fact and shall issue and cause to be served on the person an order requiring him to cease the violation and shall order further affirmative action as will effectuate the policies of this act.

Subd. 5. If the commissioner is of the opinion that the person complained of has not committed a practice in violation of this act, he shall make his findings of fact and issue an order dismissing the complaint.

Subd. 6. Until the record in a case has been filed in a court the commissioner may, at any time upon reasonable notice and in such manner as he deems proper, modify or set aside, in whole or in part, any finding or order he has made or issued, with jurisdiction for such a change specified in additional findings of fact.

Sec. 7. The commissioner may request the attorney general of the state of Minnesota to seek the appropriate temporary relief or restraining order of injunction in district court to insure the enforcement of his findings.

Sec. 8. Subdivision 1. As used in this act, "bargaining" means the mutual obligation of a handler and an association or their designated representatives to meet at reasonable times and confer and negotiate in good faith. Negotiations may include all terms relative to trading between handlers and producers of the agricultural commodity, such as:

- (a) prices and terms of sale
- (b) quality specifications
- (c) quantity to be marketed
- (d) transactions involving products and services utilized by one party and provided by the other party.

Subd. 2. The association shall notify the commissioner of the commencement of negotiations.

Subd. 3. (a) If no agreement is reached at the expiration of ten days after service of such notice to the commissioner, the association may, at any time thereafter, petition the commissioner to assume supervision over the dispute, except as provided for by clause (e).

(b) The commissioner shall then set a time and place for conference with the parties to present facts representing each par-



ty's case and hearing arguments. The commissioner shall take such steps, in accordance with rules promulgated under this act, as he deems expedient to affect a voluntary, amicable and expeditious adjustment and settlement of the differences between the handler and the association.

(c) At any time prior to 15 days before the first day of the marketing year in dispute, if an agreement on the issues in dispute between the association and the handler has not been reached, the handler may elect not to purchase, directly or indirectly, any quantity of the agricultural commodity produced by the association during that marketing year; or, the affected producers may elect not to sell, directly or indirectly, any quantity of the agricultural commodity produced by the association during that marketing year; or, the affected producers may elect not to sell, directly or indirectly, any quantity of the agricultural commodity to the handler during that marketing year.

(d) If either party makes an election, the other party is not under an obligation to continue bargaining with the party so electing for terms during the marketing period in dispute. Both parties may, however, engage immediately in bargaining for the following marketing year.

(e) If the petition requesting the commissioner to assume supervision over a dispute is presented 15 days or less before the marketing year in dispute, then the commissioner shall exercise his discretionary authority, according to rules promulgated under this act, in determining which disputes are arbitrable before the start of the marketing year in dispute.

Sec. 9. [MANDATORY BARGAINING.] Subdivision 1. (a) If the election provided for in section 8, subdivision 3, clauses (c) and (e) is not exercised by the association or the handler involved in negotiations, and if the issues in dispute are not agreed upon through good faith bargaining, prior to 15 days before the first day of the marketing year in dispute, the parties shall be deemed to have consented to the settlement of all issues in dispute by arbitration under supervision of a mandatory bargaining board as described in subdivision 2 of this section.

Subd. 2. [MANDATORY BARGAINING BOARDS.] (1) For purposes of this section, mandatory bargaining boards, henceforth referred to as the boards, shall be established to arbitrate disputes qualifying for settlement under this section. One board shall be established for each dispute qualifying under this section. The boards shall each be comprised of individuals who shall have the following qualifications:

(a) One individual shall be a handler or his designee whose handling operations represent, in as far as is practicable, a handling operation similar to that of the handler involved in the dispute. Such an individual shall not be an employee of, a stockholder in, an official of, or of any other relationship with the

handler involved in the dispute. This individual shall be appointed by the commissioner from lists submitted by handlers in this state recommending individuals for service on such boards. Such a list shall include the name and address of the individuals and the detailed relationship of the individual to handling functions as described by this act including a description of place and type of employment.

(b) One individual shall be a producer whose producing operations represent, in as far as is practicable, a producing operation similar to that of the majority of producers of the association which is involved in the dispute. Such an individual shall not be an employee of, a member of, an official of, a consultant to, or of any other relationship with, the association involved in the dispute or its members. Such an individual shall be appointed by the commissioner from lists submitted by associations recommending individuals for service on such boards. Such a list shall include the name and address of the individual and the detailed relationship of his producer functions as described by this act, including a description of place and type of his producing operation.

(c) One individual shall be an adult resident of this state who is in no way associated with the direct functions of handlers, producers, or associations as defined by this act. Such an individual shall be appointed by the commissioner from a list submitted to the office of the commissioner by the office of the governor. Such a list shall include name and address of the individual and a detailed description of the place and type of employment of the individual.

(2) Such boards shall be appointed by the commissioner by the 14th day before the start of the marketing year. The commissioner shall when practicable give ample notice to individuals that they will be asked to serve on such boards. Individuals on all lists submitted shall understand that they may be called on at any time during the mandatory bargaining period and that they shall meet as continually and continuously as is necessary to reach a settlement within the mandatory bargaining period.

(3) In each dispute requiring a board the association and the handler involved in the dispute shall each pay \$50 per day of negotiation meetings to be divided evenly between the three individuals on the board to help defray the expenses of the individuals on the board. Board members shall serve with no additional compensation.

(4) If an association or handler objects to the appointment of any of the individuals to the board arbitrating the dispute between that association and handler, it shall immediately notify the commissioner in writing stating the reasons for objection. Upon receipt of the objection, the commissioner, may in his discretion, immediately reconstitute the board with the appropriate new individuals.

(5) If during the course of arbitration by a board either the involved handler or the involved association or both can show

by reason of fact that any individuals on the board are not performing the duties of the board in a competent or ethical manner, the commissioner shall immediately reconstitute the board with the appropriate new individuals.

(6) Decisions of the board shall be consensual.

Subd. 3. (a) The following conditions shall govern the arbitration from a period of time 15 days prior to the first day of the marketing year in dispute until settlement is reached:

(1) The association shall agree that the association shall attempt to deliver the agricultural commodity to the handler or initiate the production of the agricultural commodity for future delivery to the handler;

(2) The handler shall agree to accept delivery of the agricultural commodity.

(b) Where the quantity of the agricultural commodity to be marked is in dispute, the handler shall offer to accept for delivery a reasonable quantity of the agricultural commodity. This offer shall be made in writing to the association at least ten days prior to the start of the marketing year. A copy of this offer shall be sent by registered mail to the board. The association may file a claim for relief with the board if it feels that the offer is unreasonable. The board shall determine the issue of reasonableness at a hearing within ten days of the receipt of the filed claim. This determination shall have priority over all other matters of the board. The board shall base its determination on: (1) projections as to the price and quantity of the agricultural commodity to be produced, (2) the relationship between the quantity of the commodity available and the amount of the quantity accepted by the handler, (3) the kind, grade, and quality of the commodity available, and (4) the past practices of the handler in relation to the items in (1), (2) and (3) of this clause. If the board is of the opinion that the quantity is unreasonable, it shall order the handler to accept the quantity which the board finds to be reasonable.

Subd. 4. After the 14th day of the marketing year in dispute, if no agreement has been reached by the parties in dispute, the board shall declare a temporary agreement according to its judgment and based on its findings of fact. The board shall then order both disputing parties to continue in negotiating sessions, under the supervision of the bureau of mediation services, until a voluntary and amicable settlement is agreed to between both disputing parties. Then, on determination of the board, the dispute shall be dismissed and it shall declare the details of the permanent agreement. Disputes covered in this clause must begin such negotiations no more than ten days after the declaration of the temporary agreement by the board, and both parties shall negotiate continuously and regularly until agreement is reached. The board shall announce the permanent agreement no more than ten days after the end of these negotiating sessions. The board shall immediately forward a copy of the agreement to the commissioner for his records.

Sec. 10. All decisions of arbitration and bargaining which result from sections 8 and 9 shall be based upon the following factors:

(a) Prices or projected prices for the agricultural commodity paid by the competing handlers in the market area or competing market areas.

(b) Amount of the commodity produced or projections of production in the production area of competing marketing areas.

(c) Relationship between the quantity produced and the quantity handled by the handler.

(d) The producers cost of production including the cost which would be involved in paying farm labor a fair wage rate and providing them with adequate housing.

(e) The average consumer prices for goods and services, commonly known as the cost of living.

(f) The impact of the award on the competitive position of the handler in the marketing area or competing areas.

(g) The impact of the award on the competitive position of the agricultural commodity in relationship to competing commodities.

(h) A fair return on investment.

(i) Kind, quality or grade of the commodity involved.

(j) Stipulation of the parties.

(k) Such other factors which are normally or traditionally taken into consideration in determining prices, quality, quantity and the costs of other services involved.

Sec. 11. The commissioner shall announce his findings of fact and decisions in all cases in which he has assumed supervision during the year previous to the marketing year in dispute by the 15th day of the marketing year in dispute. To expedite his decisions, the commissioner may engage the services of the bureau of mediation services, whose recommendations he shall consider in his final determination.

Sec. 12. The commissioner may promulgate rules necessary for the administration of this act in accordance with this act and Minnesota Statutes, Chapter 15.

Sec. 13. [EFFECTIVE DATE; EXPIRATION DATE.] This act is effective July 1, 1973, and it shall expire July 1, 1976. If the parties have deemed to have consented to arbitration prior to July 1, 1976 but arbitration is not completed or if negotiations have commenced prior to July 1, 1976, but are not completed by that date, the arbitration or negotiations shall be completed under the provisions of this act."

Further amend the title by striking it and insert in lieu thereof the following:

"A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or association and handlers; providing criteria."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 800, A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [CORPORATE FARMING.] Subdivision 1. [DEFINITIONS.] For the purposes of this section, the terms defined in this subdivision have the meanings here given them:

(a) "Farming" means the cultivation of land for the production of (1) agricultural crops; (2) livestock or livestock products; (3) poultry or poultry products; (4) milk or dairy products; or (5) fruit or other horticultural products. It shall not include the production of timber or forest products; nor shall it include a contract whereby a processor or distributor of farm products or supplies provides spraying, harvesting or other farm services.

(b) "Family farm" means an unincorporated farming unit owned by one or more persons residing on the farm or actively engaged in farming.

(c) "Family farm corporation" means a corporation founded for the purpose of farming and the ownership of agricultural land in which the majority of the voting stock is held by and the majority of the stockholders are members of a family related to each other within the third degree of kindred according to the rules of the civil law, and at least one of whose stockholders is a person residing on or actively operating the farm, and none of whose stockholders are corporations; provided that a family farm corporation shall not cease to qualify as such hereunder by reason of any devise or bequest of shares of voting stock.

(d) "Authorized farm corporation" means a corporation meeting the following standards:

- (1) Its shareholders do not exceed ten in number;
- (2) All its shareholders, other than any estate are natural persons;
- (3) It does not have more than one class of shares; and

(4) Its revenues from rent, royalties, dividends, interest and annuities does not exceed 20 percent of its gross receipts.

(e) "Agricultural land" means land used for farming.

Subd. 2. [FARMING AND OWNERSHIP OF AGRICULTURAL LAND BY CORPORATIONS RESTRICTED.] After the effective date of this act, no corporation shall engage in farming; nor shall any corporation, directly or indirectly, own, acquire, or otherwise obtain an interest, whether legal, beneficial or otherwise, in any title to real estate used for farming or capable of being used for farming in this state. Provided, however, that the restrictions provided in this subdivision shall not apply to the following:

(a) A bona fide encumbrance taken for purposes of security;

(b) A family farm corporation or an authorized farm corporation as defined in subdivision 1;

(c) Any ownership of agricultural land existing as of the effective date of this act including the normal expansion of such ownership at a rate not to exceed twenty percent, measured in acres, in any five-year period, and including additional ownership reasonably necessary to meet the requirements of pollution control regulations;

(d) A farm operated for research or experimental purposes, provided that any commercial sales from such farm shall be incidental to the research or experimental objectives of the corporation;

(e) Agricultural land operated by a corporation for the purpose of raising breeding stock for resale to farmers or operated for the purpose of growing seed, wild rice, nursery plants or sod;

(f) Leases of agricultural land in an amount, measured in acres, not to exceed the acreage under lease to a corporation as of the effective date of this act and the additional acreage required for normal expansion at a rate not to exceed twenty percent in any five-year period, and the additional acreage reasonably necessary to meet the requirements of pollution control regulations;

(g) Future interests, including but not limited to remainder interests following life estates, when acquired as a gift, either by grant or devise, by an educational, religious or charitable non-profit corporation.

(h) Agricultural land acquired by a corporation other than a family farm corporation or authorized farm corporation, as defined in subdivision 1, for immediate or potential use in non-farming purposes. A corporation may hold such agricultural land in such acreage as may be necessary to its nonfarm business operation; provided, however, that pending the development of agricultural land for nonfarm purposes, such land may not be used for farming except under lease to a family farm unit, a family farm corporation or an authorized farm corporation, or except when controlled through ownership, options, leaseholds, or

other agreements, by a corporation which has entered into an agreement with the United States of America pursuant to the New Communities Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 3901-3914), as amended, or a subsidiary or assign of such corporation; or

(i) Agricultural lands acquired by a corporation by process of law in the collection of debts, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise; provided, however, that all lands so acquired be disposed of within ten years after acquiring the title thereto, and further provided that the land so acquired shall not be used for farming during the ten year period except under a lease to a family farm unit, a family farm corporation or an authorized farm corporation. The aforementioned ten year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation.

Subd. 3. [REPORTS.] (a) Every corporation engaged in farming or proposing to commence farming in this state after the effective date of this act shall file with the commissioner of agriculture a report containing the following information:

(1) The name of the corporation and its place of incorporation;

(2) The address of the registered office of the corporation in this state, the name and address of its registered agent in this state and, in the case of a foreign corporation, the address of its principal office in its place of incorporation;

(3) The acreage and location listed by section, township and county of each lot or parcel of land in this state owned or leased by the corporation and used for the growing of crops or the keeping or feeding of poultry or livestock; and

(4) The names and addresses of the officers and the members of the board of directors of the corporation.

The report of a corporation seeking to qualify hereunder as a family farm corporation or an authorized farm corporation shall contain the following additional information: The number of shares owned by persons residing on the farm or actively engaged in farming, or their relatives within the third degree of kindred according to the rules of the civil law; the name, address and number of shares owned by each shareholder; and a statement as to percentage of gross receipts of the corporation derived from rent, royalties, dividends, interest and annuities. No corporation shall commence farming in this state until the commissioner of agriculture has inspected the report and certified that its proposed operations comply with the provisions of this section.

(b) Every corporation engaged in farming in this state shall, prior to April 15 of each year, file with the commissioner of agriculture a report containing the information required in clause

(a), based on its operations in the preceding calendar year and its status at the end of such year.

(c) Failure to file a required report, or the willful filing of false information, shall constitute a gross misdemeanor.

Subd. 4. [ENFORCEMENT.] If the attorney general has reason to believe that a corporation is violating this section, he shall commence an action in the district court in which any agricultural lands relative to such violation are situated, or if situated in two or more counties, in any county in which a substantial part of the lands are situated. The attorney general shall file for record with the register of deeds or the registrar of titles of each county in which any portion of said lands are located a notice of the pendency of the action as provided in Minnesota Statutes, Section 557.02. If the court finds that the lands in question are being held in violation of this act, it shall enter an order so declaring. The attorney general shall file for record any such order with the register of deeds or the registrar of titles of each county in which any portion of said lands are located. Thereafter, the corporation owning such land shall have a period of five years from the date of such order to divest itself of such lands. The aforementioned five year limitation period shall be deemed a covenant running with the title to the land against any corporate grantee or assignee or the successor of such corporation. Any lands not so divested within the time prescribed shall be sold at public sale in the manner prescribed by law for the foreclosure of a mortgage by action.

Sec. 2. [REPEAL.] Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23 are repealed.

Sec. 3. [EFFECTIVE DATE.] This act shall become effective upon enactment.”.

Further amend the title by striking it and inserting in lieu thereof the following:

“A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 1271, A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of farm children on the family farm; amending Minnesota Statutes 1971, Section 181.40.

Reported the same back with the following amendments:



Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 181.40, is amended to read:

181.40 [CHILDREN UNDER SPECIFIED AGES; PROHIBITED EMPLOYMENTS.] No person shall employ or permit any child under the age of 16 years to serve or work as an employee of such person in any of the following occupations:

Sewing or adjusting belts used on machinery; oiling or assisting in oiling, wiping, or cleaning machinery; operating or assisting in operating circular or band saws, wood-shapers, wood-jointers, planers, sandpaper or wood-polishing machinery, emery or polishing wheels used for polishing metal, wood-turning or boring machinery, stamping machines in sheet metal and tinware manufacture, stamping machines in washer and nut factories; operating corrugating rolls used in roofing factories; operating a steam boiler, steam machinery, or other steam generating apparatus; setting pins in bowling alleys; operating or assisting in operating dough grates or cracker machinery; operating wire or iron straightening machinery; operating or assisting in operating rolling mill machinery; punches or shears, washing, grinding or mixing mill; operating calendar rolls in rubber manufacturing; operating or assisting in operating laundry machinery; preparing or assisting in preparing any composition in which dangerous or poisonous acids are used; operating or assisting in operating any passenger or freight elevator; manufacturing of goods for immoral purposes; nor in any other employment or occupation dangerous to the life, limb, health or morals of such child; *provided that nothing contained in this section shall prohibit a child from engaging in any agricultural pursuit permitted under the United States Code, Title 29, Section 213(c)(2) and regulations adopted pursuant thereto.*

No female under 16 years of age shall be employed where such employment requires such female to stand constantly during such employment.

No child under the age of 18 years shall be employed as a rope or wire walker, contortionist, or at flying rings, horizontal bars, trapeze or other aerial acts, pyramiding, weight lifting, balancing, or casting acts, or in any practices or exhibitions dangerous or injurious to the life, limb, health or morals of such child.

No child under the age of ten years, whether or not a resident of this state, may be employed or exhibited in any theatrical exhibition except in the cases hereinafter referred to.

No child over the age of ten, and under the age of 16 years, whether or not a resident of this state, shall be employed or exhibited in any theatrical entertainment except with the permission of the department; provided, that under a permit hereinafter provided for, one or more children under the age of 16

years may participate in a family group with either or both of their parents in instrumental musical performance not prohibited as being dangerous or injurious to the health, life, limb, or morals of such child or children and not detrimental to their education; and, provided, that under such a permit a child or children under the age of 16 years may participate in legitimate dramatic performances by adults where some part or parts can only be portrayed by a child or children and where no singing, dancing, or acrobatic performance, nor any practice or exhibition dangerous or injurious to the life, limb, health, or morals, is performed by such child or children.

In the event it is desired to employ or exhibit in any theatrical entertainment a child within the age limits permitted by law, during that portion of the year when such employment or exhibition is permitted, written application shall be made to the department, specifying the name of the child, its age, and the names and residence of its parents or guardian, the nature and kind of such performances, the dates, duration, and number of performances desired, together with the place and character of the exhibition.

Application for any permit under sections 181.31 to 181.42 shall be made at least 72 hours before the first performance at which it is desired to exhibit such child.

The department shall, through its division of women and children, investigate each application and have the power to grant a permit for such employment or exhibition not prohibited by law, and for any period during which such employment or exhibition is not prohibited by law, after it shall first find that the health, education or school work, morals, and welfare will not be detrimentally affected by such employment or exhibition or by the environment in which the same is rehearsed or given. Such permit shall specify the name and residence of the child, the nature and date of performances and the number and duration thereof permitted.

The department shall revoke any permit when, in its opinion, the exhibition of any child in any performance is detrimental to its health, welfare, or morals or is interfering with its education.

Nothing contained in this section or in section 181.31 shall prohibit the appearance of any child in an entertainment given by one or more religious or educational organizations or by a neighborhood association of parents of the children who may perform before it, or in any recital connected with the teaching of the art or practice of music; but this shall not be construed as authorizing the appearance of any child in any such entertainment at which an admission fee is charged unless the entire program is furnished by and for the benefit of such religious or educational organization or neighborhood association at such recital unless the entire program is furnished by the pupils of the teachers sponsoring the recital.

Any person violating any of the provisions of sections 181.31 to 181.42 shall be guilty of a misdemeanor.

Sec. 2. Minnesota Statutes 1971, Section 182.09, is amended to read:

**182.09 [CHILDREN UNDER 16 NOT TO BE EMPLOYED IN CERTAIN OCCUPATIONS.]** No children under the age of 16 years shall be employed at sewing belts, or to assist in sewing belts in any capacity whatever; nor shall any such children adjust any belt to any machinery; they shall not oil, or assist in oiling, wiping or cleaning machinery; they shall not operate or assist in operating circular or band saws, wood-shapers, wood-jointers, planers, and paper or wood-polishing machinery, emery or polishing wheels used for polishing metal, wood-turning or boring machinery, stamping machines in sheet metal and tinware manufacturing, stamping machines in washer and nut factories; nor as pin boys in bowling alleys; they shall not operate or assist in operating dough brakes of cracker machinery of any description; wire or iron straightening machines, nor shall they operate or assist in operating rolling mill machines, punches or shears, washing, grinding or mixing mill or calendar rolls in rubber manufacturing; nor shall they operate or assist in operating laundry machinery; nor shall they be employed in any capacity in preparing any composition in which dangerous or poisonous acids are used; and they shall not be employed in any capacity in the manufacture of paints, colors or white lead; nor shall they be employed in any capacity whatever in the manufacture of goods for immoral purposes, or any other employment dangerous to their lives or limbs or their health or morals. No woman shall be required or permitted to oil or clean moving machinery.

No person shall employ or permit any child under the age 16 years to have the care, management or operation of any elevator, nor shall they be employed in operating any steam boiler or other steam generating apparatus.

*Nothing in this section shall prohibit a child from engaging in any agricultural pursuit permitted under the United States Code, Title 29, Section 213(c)(2) and regulations adopted pursuant thereto."*

Further amend the title by striking it and inserting in lieu thereof the following:

"A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of farm children on the family farm; amending Minnesota Statutes 1971, Sections 181.40 and 182.09."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1969, A bill for an act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

Reported the same back with the following amendments:

Page 3, line 6, after "appointed" insert ", after consultation with the planning commission and the park and recreation board,".

Page 3, line 7, after "Duluth" strike the comma and strike "with the approval", and insert ". Directors must be approved".

Page 3, line 19, strike "appointing authority" and insert "Mayor of Duluth following the same procedure as in the original appointments".

Page 3, at the end of line 25, add "Directors shall not have any personal financial interest, direct or indirect, in any contract with the authority, or be engaged in any capacity where a conflict of interest may arise.".

Page 6, line 3, strike "may" and insert "shall".

Page 6, line 7, after "area" change the comma to a period and strike "such".

Page 6, line 8, strike the entire line.

Page 9, line 2, following "commission" insert "and the city park and recreation board".

Page 9, line 9, strike the word "has" and insert "and city park and recreations board have".

Page 9, line 9, following "given" strike "its" and insert "their".

Page 9, line 10, following "commission" insert ", working jointly with the park and recreation board,".

Page 9, line 20, strike everything after the period and insert "All such leases shall contain provisions designed to adjust revenues in relation to variables such as inflation, increased land valuation, or increased gross revenue. All leases".

Page 9, line 21, strike "and all land sales".

Page 9, line 22, following "commission" insert "and park and recreation board".

Page 9, line 22, strike the semicolon and insert "and must be confirmed by resolution on an 8/9 vote of the city council.".

Page 9, line 28, after "in" strike "clauses (b) through (f)" and insert "this section".

Page 10, line 4, after the period strike the remainder of the line.

Page 10, strike lines 5 to 8.

Page 10, line 9, strike everything before "subject" and insert: "Uses of the western peripheral area will be confined to the development of recreational trails, the use of which will be consistent with the purposes of this chapter, and public roadways. Such uses will require approval of the park and recreation board. Uses of the eastern peripheral area will be confined to recreational trails, necessary roadways, the provisions of a right of way for travel to the zoo, and changes of improvements to the zoo property. Such changes in the eastern peripheral area will require prior park and recreation board approval and be".

Page 10, line 21, after "within" insert "the main area as described above in".

Page 10, line 22, strike "temporary and".

Page 10, line 23, strike "permanent" and insert ", recreational".

Page 10, line 24, strike "recreation" and insert "the".

Page 10, line 24, after "purposes" insert "of this act".

Page 10, line 26, after the period insert "The construction of motel, hotel, or campgrounds or other tourist and guest facilities designed to serve the users of the recreation area shall be considered a use consistent with the purposes of this act. However, the construction of permanent residential housing, including condominiums, shall be considered inconsistent with the purposes of this act."

Page 17 and 18, strike all of Sec. 9.

Page 19, lines 8 to 11, strike everything after "city of Duluth."

Page 19, line 12, strike "Subdivision 6".

Page 19, line 13, after the word "authority." insert a new section as follows:

"Sec. 12. Except for levies necessary to prevent default on the general obligation bonds, other than by Section 8 of this act, and notwithstanding any provision of law to the contrary, any revenue necessary for continuance of the city managed portions of the Spirit Mountain Authority shall not be levied as a general or special levy against residents of the City of Duluth."

Renumber the sections in sequence.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2087, A bill for an act relating to the city of Duluth, authorizing the city of Duluth to create development districts within the city boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain, and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

Reported the same back with the following amendments:

Page 3, Section 3, line 28, after the word "after" strike "recommendation" and insert in lieu thereof: "receiving advice".

Page 8, line 6, strike the word "shall" and insert "may".

Page 8, line 7, after "act." insert the following: "The city council may also designate an existing department as administrator or make other necessary provisions for administration of the districts."

Page 8, line 8, strike "head of this department" and insert in lieu thereof: "designated administrator".

Page 9, line 8, after "BOARD.)", strike "In its discretion,".

Page 9, line 9, after "council" strike "may" and insert "shall".

Page 9, line 11, after "or" strike the word "occupants" and insert in lieu thereof: "or their designates".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1197, A bill for an act relating to education; permitting six school districts to implement and experiment with an educational voucher system; permitting both public and private schools to participate; permitting participating school districts to contract for federal funds; establishing guidelines for school participation; providing demonstration boards to administer, regulate, test and report the operation of the program; amending Minnesota Statutes 1971, Section 290.086, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 18, delete "voucher" and insert "scholarship".

Page 1, line 22, delete "voucher" and insert "scholarship".

Page 1, line 22, after "*elementary*" insert "*and secondary*".

Page 1, line 25, delete "*vouchers*" and insert "*scholarships*".

Page 1, line 27, after "*elementary*" insert "*and secondary*".

Page 2, line 8, delete "*voucher*" and insert "*scholarship*".

Page 3, line 2, delete "2" and insert "3".

Page 3, line 4, after "*elementary*" insert "*and secondary*".

Page 3, line 5, delete "*or by special*".

Page 3, strike line 6.

Page 3, line 7, delete "*district*".

Page 3, line 7, delete "*or elect*".

Page 3, line 8, delete "*voucher*" and insert "*scholarship*".

Page 3, line 13, delete "*either*".

Page 3, line 14, delete "*or the authorizing voting results of the*".

Page 3, line 15, delete "*referendum to the electorate within that district*".

Page 3, line 24, delete "3" and insert "4".

Page 3, line 27, delete "*voucher*" and insert "*scholarship*".

Page 4, line 1, delete "*vouchers*" and insert "*scholarships*".

Page 4, line 2, after "*elementary*" insert "*and secondary*".

Page 4, line 4, after "*district*" insert "*or combination of districts*".

Page 4, line 5, delete "*voucher*" and insert "*scholarship*".

Page 4, line 7, after "*elementary*" insert "*and secondary*".

Page 4, line 8, after the second "*board*" insert "*or combination of boards*".

Page 4, line 10, delete "*voucher*" and insert "*scholarship*".

Page 4, line 12, after "*board*" insert "*or combination of boards*".

Page 4, line 12, after "*district*" insert "*or combination of districts*".

Page 4, line 14, delete "*voucher*" and insert "*scholarship*".

Page 4, line 15, delete "4" and insert "5".

Page 4, line 19, delete "*voucher*" and insert "*scholarship*".

Page 5, line 1, delete "*actual and necessary*" and insert "*additional and authorized*".

Page 5, line 3, delete “, *subject to*” and insert a period.

Page 5, strike line 4.

Page 5, line 7, delete “*any possible*”.

Page 5, line 8, delete “*decreased economies of scale or*”.

Page 5, line 9, strike “*a*” and insert “*and operation of*”.

Page 5, line 10, delete “5” and insert “6”.

Page 5, line 23, delete “*vouchers*” and insert “*scholarships*”.

Page 5, line 23, delete “*elementary*”.

Page 6, line 1, delete “*vouchers*” and insert “*scholarships*”.

Page 6, line 9, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 10, delete “*elementary school*”.

Page 6, line 12, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 14, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 17, delete “6” and insert “7”.

Page 6, line 19, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 20, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 21, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 23, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 24, after “*pupil*” insert “, *as defined in the negotiated contract,*”.

Page 6, line 27, delete “*voucher*” and insert “*scholarship*”.

Page 6, line 28, delete “*vouchers*” and insert “*scholarships*”.

Page 7, line 2, delete “*vouchers*” and insert “*scholarships*”.

Page 7, line 4, after “*board*” insert “*and the contracting agency*”.

Page 7, line 6, delete “*vouchers*” and insert “*scholarships*”.

Page 7, line 8, delete “6” and insert “7”.

Page 7, line 8, delete “*vouchers*” and insert “*scholarships*”.

Page 7, line 10, delete “*voucher*” and insert “*scholarship*”.

Page 7, line 11, delete “*vouchers*” and insert “*scholarships*”.

Page 7, line 12, delete “*voucher*” and insert “*scholarship*”.

Page 7, line 23, delete “*voucher*” and insert “*scholarship*”.

Page 8, line 16, delete “7” and insert “8”.

Page 8, line 21, delete “*voucher*” and insert “*scholarship*”.



Page 8, line 28, delete "8" and insert "9".

Page 9, line 8, delete "9" and insert "10".

Page 9, line 9, delete "8" and insert "9".

Page 9, line 10, delete "10" and insert "11".

Page 9, line 12, delete "*an elementary*" and insert "*a*".

Page 9, line 13, delete "*school*".

Page 9, line 13, delete "*voucher*" and insert "*scholarship*".

Page 9, line 15, delete "*voucher*" and insert "*scholarship*".

Page 9, line 18, delete "*voucher*" and insert "*scholarship*".

Add a new section at the end of the bill as follows:

"Sec. 12. The provisions of this act shall be liberally construed with a view to effecting its objectives and promoting its purposes. If any section, subdivisions, sentence, phrase or clause of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the act. The legislature hereby declares that it would have enacted each and every section, subdivision, sentence, phrase and clause thereof regardless of the fact that any other such portion of the act is declared unconstitutional."

Further, amend the title on page 1, as follows:

Line 4, delete "*voucher*" and insert "*scholarship*".

Line 5, delete "*system*" and insert "*program*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1378, A bill for an act relating to historic sites; providing for acquisition, administration, and control of additional sites by the Minnesota historical society; appropriating money therefor; amending Minnesota Statutes 1971, Section 138.025, Subdivision 2, and by adding subdivisions.

Reported the same back with the following amendments:

Page 1, strike lines 11 to 32.

Page 2, strike lines 1 to 28.

Page 3, strike lines 1 to 28.

Page 4, strike lines 1 to 7 and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 138.025, is amended by adding a subdivision to read:"

Page 4, line 8, before "Commencing" insert:

*"Subd. 2a. [CAMP COLDWATER.] In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and control this historic site in Hennepin county which is described as follows:"*

Page 5, after line 7, insert:

"Sec. 2. Minnesota Statutes 1971, Section 138.025, is amended by adding a subdivision to read:

*Subd. 2b. The department of natural resources may develop a recreation trail along the old railroad right-of-way provided it does not impair any historic sites located within the tract of land described in section 1, subdivision 2a of this act."*

Page 6, strike lines 18 to 23.

Renumber the sections in sequence.

Further, amend the title as follows:

Page 1, line 6, strike "appropriating money therefor;".

Page 1, line 8, strike "Subdivision 2, and".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1664, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

Reported the same back with the following amendments:

Page 1, line 12, after the word "gift" strike the comma and insert in lieu thereof "or".

Page 1, line 12, after the word "purchase" strike the comma.

Page 1, line 12, beginning with "or" strike the remainder of the line and line 13 through the word "proceedings".

Page 2, line 24, following the semicolon strike "the North".

Page 2, line 25, strike the entire line.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 951, A bill for an act relating to ethics in political activity; creating a state ethics commission to regulate lobbying activity and campaign financing; appropriating money; providing a penalty; repealing Minnesota Statutes 1971, Sections 211.06; 211.16; 211.17; 211.20; 211.21; 211.22; 211.25; and 211.32.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [PUBLIC POLICY.] The legislature hereby declares that public confidence in the integrity of government and the impartiality of its individual members is a precondition of a representative democracy. If the reputation of state government is to be maintained, the legislature must foster a moral climate in which public officials may reach impartial and independent judgments based solely on the considerations of the public good.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in this act, the following terms have the meanings given them unless the context requires otherwise.

Subd. 2. "Administrative action" means the making of any recommendation, report or decision or taking of any official action by one or more officials in the executive branch, a state regulatory commission, agency or other body in the executive branch, and includes a decision to postpone a decision or action.

Subd. 3. "Business" means any corporation, partnership, proprietorship, firm, enterprise, franchise, association, organization, or self-employed individual.

Subd. 4. "Business with which he is associated" means any business of which the individual is a director, officer, proprietor, partner, employer, or holder of stock worth \$2,500 or more at fair market value.

Subd. 5. "Candidate" means an individual who seeks nomination for election, or election to any statewide office or legislative office, other than a federal office for which candidates are required to report under federal laws, whether or not the individual is elected. An individual shall be deemed to seek nomination for election, or election, if he has taken the action necessary under the law of a state to qualify himself for nomination for election, or election, to an office, or received contributions or made expenditures, or has given his consent, implicit or explicit, for any other person to receive contributions or make expenditures, with a view to bringing about his nomination for election, or election, to an office.

Subd. 6. "Commission" means the state ethics commission.

Subd. 7. "Contribution" means:

(a) A gift, subscription, loan, advance, or deposit of money or anything of value, made to influence the nomination for election, or election, of a person to office;

(b) A contract, promise, or agreement, whether or not legally enforceable, to make a contribution for that purpose;

(c) A transfer of funds between political committees; and

(d) The payment, by any person other than a candidate or political committee, of compensation for the personal services of another person which are rendered to a candidate or committee without charge to influence the nomination for election, or election of a person to office. "Contribution" shall not be considered to include services provided without compensation by individuals volunteering a portion or all of their time on behalf of a candidate or political committee.

Subd. 8. "Election" means any general, special or primary election and any convention or caucus of a political party held to nominate or endorse a candidate.

Subd. 9. "Legislative action" means introduction, sponsorship, debate, voting and any other official action on any bill, resolution, amendment, nomination, appointment, or report in a legislative committee, or in either house of the legislature.

Subd. 10. "Legislative employee" means any person employed by the legislature or any of its committees and any person employed by a legislator who is paid from funds provided by the state at a rate in excess of \$15,000 per year.

Subd. 11. "Lobbyist" means any person who:

(a) Makes a total expenditure in excess of \$30 in a calendar month, not including his own travel expenses or membership dues, for communicating directly with, or reimbursing another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(b) Makes a total expenditure in excess of \$30 in a calendar month, not including membership dues, to solicit others by an advertising campaign to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(c) Receives compensation from another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(d) Receives reimbursement in excess of \$30 from another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(e) As a part of his regular employment periodically communicates directly with a member of the legislative or executive

branch to influence legislation or administrative action whether or not any compensation in addition to the salary for that regular employment is received for the communication.

"Lobbyist" does not include an individual acting solely on his own behalf who does not spend an amount in excess of \$30 per month for personal postage and telephone for such solicitation; public officials acting in the course of their office or employment who engage in the conduct described; persons requesting that a claim be filed in their behalf and who testify in furtherance of that claim; persons who own, publish, or are employed by a newspaper or other regular published periodical or radio station, television station, wire service or other bona fide news media which in the ordinary course of business disseminates news, and editorials if such persons engage in no further activities and represent no other persons in connection with the influencing of legislation and administrative action; persons appearing before a legislative committee at the invitation of the committee and who receive no compensation for their appearance and engage in no further activities to influence legislation.

Subd. 12. "Official in the executive branch" or "member of the executive branch" means any member of a state regulatory commission, agency or other body in the executive branch, and any official or employee of the state receiving from the state a salary at a rate in excess of \$15,000 per year who takes any administrative action, as defined in subdivision 2, but does not include officials or employees of state supported universities and colleges.

Subd. 13. "Official in the legislative branch" or "member of the legislative branch" means any candidate for the legislature in a primary, special or general election, any member or member-elect of the legislature, any member of a commission established by and responsible to the legislature or either house thereof, and any staff member, assistant or employee of the same receiving from the state a salary at a rate in excess of \$15,000 per year.

Subd. 14. "Person" means an individual, corporation, association, firm, partnership, committee, club, labor organization or other organization or group of persons.

Subd. 15. "Political committee" means a combination of two or more individuals, or a person other than an individual, the primary or incidental purpose of which is to support or oppose any candidate or measure or to influence the result of election.

Subd. 16. "Public office" means the office of governor, lieutenant governor, attorney general, secretary of state, state auditor, state treasurer, state senator and state representative.

Subd. 17. "Public official" means any elected or appointed official or employee of the state, including the executive agencies and the judicial branch, any legislator and any legislative employee.

Subd. 18. "Principal political committee" means the political committee designated by a candidate as the political committee which may make expenditures on behalf of said candidate.

Subd. 19. "Affiliated or connected organization" means:

(a) an organization which organized the reporting committee primarily for the purpose of influencing the nomination or election of candidates for office; or

(b) an organization whose primary purpose is to support the reporting committee; or

(c) an organization whose membership is generally similar to that of the reporting committee.

Subd. 20. "Expenditure" means:

(a) A purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made for the purpose of influencing the nomination for election, or election, of any person to public office;

(b) A contract, promise, or agreement, whether or not legally enforceable, to make an expenditure; and

(c) A transfer of funds between political committees.

Subd. 21. "File" means delivery to the office of the state elections commission or in the case of certain filings by persons or political committees to the appropriate county auditor by midnight of the prescribed filing date, or deposit as certified mail, in an established United States post office, postage prepaid, no later than midnight of the second day next preceding the filing date. Certified mail receipts shall be retained as evidence of filing. In the event the mailing deadline falls on a day in which no mail is certified, the next preceding day on which mail is certified shall be deemed the mailing date.

Subd. 22. "Full name" and "name" mean the identification of the person usually given for business purposes.

Subd. 23. "Mailing address" and "address" mean apartment or building number, street number, city or town and ZIP code.

Subd. 24. "Occupation and principal place of business, if any" means, if self-employed, type of work or profession and city where self-employed; or, if otherwise employed, type of work or title, name of employer or employing organization and city of employment.

Subd. 25. "Calendar year" is the period January 1 through December 31, inclusive, except in the first year of this act when calendar year shall be the period from the effective date of this act through December 31.

Subd. 26. "Political party" means an organization which shall have maintained in the state, governmental subdivision thereof or precinct therein in question, a party organization, and presented candidates for election at the last preceding general

election one or more of which candidates shall have been voted for in each county within the state at that election and shall have received in the state not less than five percent of the total vote cast for all candidates at that election or whose members in a number equal to at least five percent of the total number of votes cast in the preceding general election in the county where the application is made present to the county auditor a petition for a place on the primary election ballot.

Subd. 27. "Minor party" means any party which ran a candidate on the statewide or legislative ballot at the last general election and is not a political party.

Subd. 28. "Per capita" means per unit of population.

Subd. 29. "Depository" means any bank savings and loan association or credit union, organized under federal law or state law and transacting business within Minnesota.

Sec. 3. [STATE ETHICS COMMISSION; MEMBERSHIP.]  
Subdivision 1. There is hereby created a state ethics commission composed of 15 members as follows: Two members of the Minnesota senate, one appointed by the committee on committees and one appointed by the minority leader from the most numerous minority caucus; two members of the Minnesota house of representatives, one appointed by the speaker and one appointed by the minority leader from the most numerous minority caucus; the secretary of state; and ten public members, appointed by the governor with the advice and consent of the senate, no more than five of whom shall be of the same political party and none of whom shall be a holder of public office, an official of the executive or legislative branch or a holder of state office in a political party as defined in Minnesota Statutes, Section 202.20.

Subd. 2. The terms of the members of the commission shall be as follows: The members of the legislature shall serve a two year term; the secretary of state shall serve during his term of office as secretary of state; the public members shall serve a six year term, provided that the public members first appointed shall serve the following terms to be determined by lot: three shall be appointed for two years, three shall be appointed for four years, and four shall be appointed for six years. No public member shall serve for more than one term.

Subd. 3. If a member ceases to hold the position that qualified him for membership on the commission, a vacancy shall thereby be created. An appointment or election to fill a vacancy shall be for the balance of the unexpired term only. An appointment must be made or a caucus election held within 30 days of a vacancy.

Sec. 4. [OFFICERS.] The commission shall elect one member to serve as chairman and one member to serve as vice-chairman and such other officers as to them shall appear necessary. The vice-chairman shall act as chairman in the absence or disability of the chairman or in the event of a vacancy in that office.

A vacancy in the commission shall not impair the right of the remaining members to exercise all the powers of the commission and eight members thereof shall constitute a quorum for the transaction of business.

Sec. 5. [ANNUAL REPORT.] In addition to any other specific reports called for by this act, or otherwise published by the commission, the commission shall at the close of each fiscal year make an annual report to the legislature, the governor and the public concerning the action it has taken, the names, salaries, and duties of all individuals in its employ and the money it has disbursed. The commission shall include and identify in its report any other reports on matters within its jurisdiction and shall offer recommendations for further legislation as may be required or desirable.

Sec. 6. [DUTIES.] In addition to any other duties prescribed by this act it shall be the duty of the commission:

(a) To prescribe forms for statements, reports and other information required to be filed by this act and to furnish such forms to persons required to file them;

(b) To prepare and publish a manual prescribing uniform systems and methods of accounting and reporting for use by persons required to file statements and reports by this act;

(c) To accept and file any information voluntarily supplied that exceeds the requirements of this act;

(d) To develop a filing, coding, and cross-indexing system consonant with the provisions of this act;

(e) To make the reports and statements filed with it available for public inspection and copying during regular office hours, and to make copying facilities available free of charge or at a charge not to exceed actual cost. Any information copied from reports and statements shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose. For the purposes of this section, "any commercial purpose" means any sale, trade, or barter of any list of names or addresses taken from the reports and statements and any use of the lists for any surveys or sales promotion activity. For purposes of this section, "soliciting contributions" means requesting gifts or donations of money, or anything of value for any cause or organization or anything of value for any cause or organization, political, social, charitable, religious, or otherwise;

(f) To preserve such reports and statements for a period of six years from the date of receipt;

(g) To prepare and publish, in addition to the specific summaries and reports required elsewhere in this act, such other summaries of statements and reports received and such other reports as may seem appropriate;

(h) To provide for wide public dissemination of summaries and reports;



(i) To make investigations with respect to statements and reports filed pursuant to this act, with respect to alleged failures to file any statement required under the provisions of this act, and upon complaint by any individual, with respect to alleged violation of any part of this act. In all matters relating to its official duties, the commission shall have the powers possessed by courts of law to issue subpoenas and cause them to be served and enforced. All persons subject to the provisions of this act shall aid the commission in the performance of its duties including, but not limited to, the production for examination of all books, accounts, records, documents, and receipts, and the answering under oath of its lawful inquiries;

(j) To report suspected violations of law to the appropriate law enforcement authorities, including both the attorney general and the appropriate county attorney;

(k) To issue and publish upon request advisory opinions on the requirements of this act, based on a real or hypothetical set of circumstances;

(l) To promulgate, pursuant to Minnesota Statutes, Chapter 15, rules and regulations to carry out the provisions of this act.

Sec. 7. [COMPENSATION.] Each member of the commission shall, for actual time engaged in the business of the commission, receive \$35 per day.

Sec. 8. [OFFICES.] The office of the commission shall be in the state capitol complex, but it may meet or exercise any or all of its powers at any other place in the state. All administrative services such as supplies, office space and furnishings, payroll preparation and accounting services shall be provided to the commission by the secretary of state.

Sec. 9. [EMPLOYEES.] The commission shall appoint an executive director who shall be in the unclassified service to serve at the pleasure of the commission. The executive director shall be responsible for the administrative operations of the commission and shall perform such other duties as may be delegated or assigned to him from time to time by the commission. The commission however, may not delegate the making of regulations to the executive director. The executive director may employ such persons as the commission finds necessary to carry out the provisions of this act subject to appropriation.

Sec. 10. [POLITICAL ACTIVITY.] All public members, agents, attorneys, and employees of the commission, except elected officials, shall be subject to any provisions of law regulating political activity by state employees.

Sec. 11. [INSPECTION OF DOCUMENTS FILED.] The executive director of the commission or his staff shall inspect all registrations, statements, reports, and disclosures filed with the commission as promptly as is necessary to comply with any provision of this act, but no later than ten days after it is filed.

He shall notify the person required to file a document with the commission under this act immediately if:

(a) Upon inspection of a filed document, or other records it appears that the person has failed to file a statement as required by this act, or that a document filed by the person does not conform to this act; or

(b) A written complaint is filed with the commission by any registered voter alleging that a document filed with the commission does not conform to this act or to the truth, or that a person has failed to file a statement, disclosure, report, document, or registration required by this act.

Sec. 12. [AUDITS.] The commission may conduct audits to assure compliance with this act.

Sec. 13. [PUBLIC POLICY; LOBBYISTS.] The legislature hereby declares that the operation of responsible democratic government requires that the fullest opportunity be afforded people to petition their government for the redress of grievances and to express freely to individual members of the legislature, to committees of the legislature, and to officials of the executive branch their opinions on legislation, on pending executive actions, and on current issues; and that, to preserve and maintain the integrity of the legislative and administrative processes, it is necessary that the identity, expenditures, and activities of certain persons who engage in efforts to persuade members of the legislature or the executive branch to take specific actions, either by direct communication to such officials, or by solicitation of others to engage in such efforts, be publicly and regularly disclosed.

Sec. 14. [LOBBYIST REGISTRATION.] Subdivision 1. Each lobbyist, shall, not later than five calendar days after commencing lobbying activity, file a registration form with the commission. Registration or reports by an individual lobbyist shall not exempt either the person whom the lobbyist represents or that lobbyist's employees from registering or filing reports, if they are also lobbyists as defined herein.

Subd. 2. The registration form shall be prescribed by the commission and shall include the registrant's full name and complete address, place of business; the full name and complete address of each person, whether or not an employee, who will lobby on behalf of the registrant; the full name and complete address of each person, if any, by whom the registrant is retained or employed or on whose behalf the registrant appears; the date on which the registrant expects his lobbying to end; and a general description of the matters on which the registrant expects to lobby and the position of the registrant on each matter listed. If the registrant lobbies or purports to lobby on behalf of an organization with members, such registration form shall include a statement of the number of members, the name and address of all directors and the outline of the procedure by which the organization adopts a policy on any matter before the legislature.

**Sec. 15. [LOBBYIST REPORTING; INFORMATION REQUIRED.]** Subdivision 1. Each person who registers pursuant to section 14 shall file with the commission a report concerning his activities during the preceding calendar month within ten days after the close of each calendar month of each year as long as such registrant continues to engage in any lobbying activity.

Subd. 2. Each person about whose activities a registrant is required to report by subdivision 1 shall provide a full account of such activities to the registrant at least five days before such registrant's report is due to be filed.

Subd. 3. Such report shall be on a form prescribed by the commission, and shall include a complete and up-to-date statement of the information required to be supplied under section 14 plus the following information for the preceding calendar month:

(a) The registrant's total expenditures on lobbying and a breakdown of such expenditures into the following categories: the cost of publication and distribution of each publication used in lobbying; other printing; media; advertising, including production costs; postage; travel; salaries and fees, including allowances, rewards and contingency fees; entertainment; telephone and telegraph; and other expenses;

(b) A list of each contribution and membership fee of \$200 or more paid to the registrant regardless of whether it was paid solely for the purpose of lobbying, with the full name and complete address and principal business activity of each payor and the subject matter, if any, for which such contribution was made;

(c) A list of each honorarium, gift or loan, in excess of \$10 in value, paid to an official in the legislative or executive branch, by any employee of the registrant, by any lobbyist who received compensation or reimbursement for expenses from the registrant, or, if the registrant is a person other than an individual, by any officer or official of the registrant.

**Sec. 16. [CERTIFICATION OF FORMS.]** Each lobbyist registration form and report required to be filed under this act shall be signed and certified as true and correct by the registrant, or, if the registrant is a person other than an individual, by an appropriate officer of such registrant. Each person required to file a registration form or report shall file one that conforms to this act and to the truth.

**Sec. 17. [LEGISLATIVE REPORT.]** Beginning with the third Monday following the beginning of any regular or special session of the legislature after the adoption of this act, and on every Monday thereafter for the duration of such session the executive director of the commission shall from his reports report to each house of the legislature the names of lobbyists registered under this act who were not previously reported, the names

of the persons whom they represent as such lobbyists and the subjects of legislation in which they are interested. Such report shall be incorporated into the journal of each branch of the legislature.

Sec. 18. [FALSE STATEMENTS PROHIBITED.] No lobbyist shall knowingly or willfully make any false statement or misrepresentation of the facts to any official in the legislative branch or in the executive branch, or knowing a document to contain a false statement, cause a copy of such document to be received by an official in the legislative branch or in the executive branch without notifying such official in writing of the truth.

Sec. 19. [CONTINGENT FEES PROHIBITED.] No person shall be employed as a lobbyist for a compensation dependent in any manner upon the result or outcome of any legislative or executive action.

Sec. 20. [PUBLIC OFFICE IS PUBLIC TRUST.] The legislature hereby declares that public office is a public trust, and any effort to realize personal gain through official conduct is a violation of that trust.

Sec. 21. [PUBLIC OFFICIAL, CONDUCT.] No public official shall use his official position or office to obtain financial gain for himself, any member of his household, or any business with which he or a member of his household is associated, unless the financial gain affects him no more greatly than other members of a business classification, profession, occupation, or other group to which he belongs.

Sec. 22. [GIFTS TO PUBLIC OFFICIALS.] Subdivision 1. No person shall offer or give to a public official or a member of a public official's household and no public official shall solicit or receive anything of value, including a gift, favor or service or a promise of future employment, based on any understanding that such public official's vote, official actions or judgment would be influenced thereby, or where it could reasonably be inferred that the thing of value would influence the public official in the discharge of his duties, or as a reward, or which would cause the total value of such things received from the same person not a member of such public official's household to exceed \$100 during any single calendar year.

Subd. 2. No person shall offer or pay to a public official and no public official shall solicit or receive any money in addition to that received by the public official in his official capacity for legislative advice or assistance, or for advice given in the course of the public official's employment or relating to such employment.

Sec. 23. [CONFIDENTIAL INFORMATION.] No public official shall use or disclose confidential information gained in the course of or by reason of his official position or activities in any way that could result in financial gain for himself or for any other person.

Sec. 24. [CONFLICTS OF INTEREST.] Subdivision 1. Any public official who, in the discharge of his official duties, would be required to take an action or make a decision that would substantially affect his financial interest or those of a business with which he is associated, unless the benefit or detriment affects him no more greatly than other members of a business classification, profession, occupation, or other group to which he belongs, shall take the following actions:

(a) He shall prepare a written statement describing the matter requiring action or decision, and the nature of his potential conflict of interest with respect to such action or decision;

(b) He shall cause copies of such statement to be delivered to the state ethics commission and to his immediate superior, if any;

(c) If he is a legislator or legislative employee, he shall deliver a copy of such statement to his presiding officer. The presiding officer may, upon request, excuse a legislator from votes, deliberations, and other action on the matter on which a conflict may exist; and

(d) If he is not a legislator, his superior, if any, shall assign the matter to another employee who does not have a potential conflict of interest. If he has no immediate superior, he shall take steps as the commission shall prescribe through rules or regulations to remove himself from influence over actions and decision on the matter on which the potential conflict exists.

Subd. 2. No official of the executive or legislative branch shall represent a client before any state regulatory department or agency for a fee; provided that this section shall not be construed to prohibit a public official from practicing before the courts of this state or the workmen's compensation commission or filing papers of incorporation or tax returns or from practicing for compensation before any state board or agency in connection with, or in any matter related to, any case, action, or proceeding filed and pending in any state or federal court; and provided that this section shall not act to prohibit a member from making inquiry for information on behalf of a constituent before a state board or agency, if no fee or reward is given or promised in consequence thereof; and provided that the prohibition contained in this subdivision shall not apply to a partnership in which the public official is a member and provided that the prohibition contained in this subdivision shall not apply in connection with any matter pending before any state board or agency on the operative date of this subdivision if the affected public official is attorney of record or representative in the matter prior to such operative date.

Subd. 3. No public official and no business with which a public official is associated shall enter into any contract in excess of \$3,000 with a state agency which is to be paid in whole or in part out of state funds unless the contract has been awarded through a process of public notice and competitive bidding.

Subd. 4. No person shall offer or give to a member or employee of a state regulatory commission that regulates a business with which such person is associated, and no member or employee of a state regulatory commission shall solicit or accept from any such person, anything of value, including a promise of future employment or a favor or service, while the member or employee is associated with the regulatory commission. No former member or employee of a state regulatory commission shall serve as a lobbyist or represent clients before such regulatory commission for a period of three years after he leaves such regulatory commission.

Sec. 25. [STATEMENT OF ECONOMIC INTERESTS.]  
Subdivision 1. Within 14 days after an individual accepts appointment or files for office in the executive or legislative branch or a judge of the Minnesota supreme or district court he shall file a statement of economic interests at the office of the commission.

Subd. 2. Each official who receives a declaration of candidacy or petition to appear on the ballot from an individual required by subdivision 1 of this section to file statement and each official who nominates such an individual shall within five days of such receipt or nomination, notify the commission of the name of each such individual and the date of the declaration, petition or nomination.

Subd. 3. The commission shall notify such official, and in the case of candidates for appointive office, the clerk of the body that will approve or disapprove the nomination, of the name of the individual who has filed a statement of economic interests at the office of the commission and of the date on which such statement was filed.

Subd. 4. Other provisions of the law notwithstanding, a candidate for elective office described in subdivision 1 who does not submit a statement of economic interests in accordance with the requirements of this act within 14 days after he files for office shall be notified by the filing officer through certified mail. A candidate who knowingly fails to submit said statement of economic interest within ten days after receipt of such notice shall be guilty of a gross misdemeanor.

Subd. 5. If an individual who is a nominee for appointive office described in subdivision 1 fails to file a statement of economic interests in accordance with the provisions of this act within 20 days after such nomination, the nomination shall not be approved or ratified until at least five days after he has filed such statement of economic interests.

Subd. 6. No individual appointee described in subdivision 1 who receives from the state a salary at a rate in excess of \$15,000 per year and no official of the legislative branch shall be allowed to take the oath of office or enter upon his duties unless he has filed a statement of economic interests in accordance with the provisions of this act at the office of the commission.

Subd. 7. Any statement of economic interests filed under this act shall be on a form prescribed by the commission, and the individual filing the statement shall supply the following information:

(a) The name of each business and trust in which he has a financial interest, and the nature and category of the amount of such interest;

(b) A list of any offices or directorships held by him in a corporation, firm or enterprise;

(c) The legal description of all real estate in Minnesota in which he has any interest, direct or indirect, including an option to buy, excluding homesteaded property and property valued at less than \$1,000 at the time such statement is filed;

Subd. 8. Where an amount is required to be reported by category, the individual shall report whether the amount is at least \$1,000 but less than \$10,000, at least \$10,000, but less than \$25,000, or \$25,000 or more. An amount of stock may be reported by number of shares instead of by category of dollar value. Less than \$1,000 need not be reported. No provision of this act shall be held to prevent any person from filing more information or more detailed information than required.

Subd. 9. Each individual who is required to file a statement of economic interests under this act shall file an updated statement at the office of the commission every six months if there is any addition, deletion or change in his financial status with respect to which information is required to be supplied under this section; provided that, if the individual has filed with the commission the description by name, amount and schedule of payments of a continuing arrangement relating to an item required to be reported under this act, an updated statement need not be filed for each payment under such continuing arrangement, but only if the arrangement is terminated or altered.

Subd. 10. All persons presently serving in an office described in subdivision 1 shall file a statement of economic interests in accordance with the provisions of this act at the office of the commission within 60 days after the effective date of this act, and shall receive no compensation after such filing deadline until he files such statement.

Sec. 26. [ORGANIZATION OF POLITICAL COMMITTEES.] Subdivision 1. Every candidate shall designate and cause to be formed a single principal campaign committee.

Subd. 2. Every political committee shall have a chairman and a treasurer.

Subd. 3. No contribution shall be accepted and no expenditure shall be made by or on behalf of a political committee at a time when there is a vacancy in the office of chairman or treasurer.

Subd. 4. A candidate may at any time, without cause, remove and replace the chairman, treasurer or any other officer, includ-

ing any deputy treasurer, of the candidate's principal political committee.

Subd. 5. The candidate and members of his principal political committee specified on the statement of organization shall be responsible for complying with the provisions of this act.

Sec. 27. [DEPUTY TREASURERS AND DEPOSITORIES.] Subdivision 1. Any treasurer of a political committee may appoint as many deputy treasurers as deemed necessary provided however that the treasurer shall be responsible for the accounts of all deputy treasurers.

Subd. 2. Any treasurer of a political committee may designate not more than one depository in each county in which a campaign is conducted.

Sec. 28. [ACCOUNTS WHICH MUST BE KEPT.] Subdivision 1. It shall be the duty of a treasurer of a political committee to keep a detailed and exact account of:

(a) All contributions made to or for the committee;

(b) The full name and mailing address, if any, of any person making a contribution in excess of \$25, and the date and amount thereof;

(c) All expenditures made by or on behalf of the candidate or committee; and

(d) The full name and mailing address and occupation and the principal place of business, if any, of every person to whom any expenditure is made, the date and amount thereof and the name and address of, and office sought by, each candidate on whose behalf such expenditure was made.

Any person violating any provision of this subdivision shall, upon conviction thereof, be guilty of a misdemeanor.

Subd. 2. It shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure made by or on behalf of a political committee in an amount in excess of \$100, and for any expenditure in a lesser amount, if the aggregate amount of lesser expenditures to the same person during a calendar year exceeds \$100. A cancelled check showing payment of a bill, together with the bill or invoice stating the purpose of the expenditure, shall be deemed to be a receipted bill. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for a period of not less than six years.

Sec. 29. [REGISTRATION OF POLITICAL COMMITTEES.] Subdivision 1. The treasurer of a political committee shall register with the state ethics commission within 12 days of the date upon which the committee has received contributions or made expenditures or anticipates receiving contributions or making expenditures totaling \$100.

Subd. 2. The statement of organization shall include:



- (a) The name and address of the committee;
- (b) The names, addresses, and relationships of affiliated or connected organizations;
- (c) The geographic area in which it will operate and the purpose of the committee;
- (d) The name, address, and position of the custodian of books and accounts;
- (e) The name and address of the chairman and the treasurer and the name and address of any other principal officers including deputy treasurers, if any;
- (f) The name, address, office sought, and party affiliation of (i) each candidate whom the committee is supporting, and (ii) any other individual, if any, whom the committee is supporting for nomination for election, or election, to any public office whatever; or, if the committee is supporting the entire ticket of any party, the name of the party;
- (g) A statement whether the committee is a continuing one;
- (h) A listing of all depositories or safety deposit boxes used.

Subd. 3. Any change in information required in subdivision 2 shall be forwarded to the state ethics commission by the chairman or treasurer of the political committee within five days of the change.

Sec. 30. [CONTRIBUTIONS.] Subdivision 1. Anonymous contributions in excess of \$25 shall not be accepted by any committee or candidate. If the donor of any anonymous contribution in excess of \$25 is known to the committee or candidate, it shall be returned to the donor. If the donor is not known the contribution shall escheat to the state and shall become part of and be added to the state elections campaign fund.

Subd. 2. All funds of a political committee shall be segregated from, and may not be commingled with any personal funds of officers, members, or associates of the committee.

Subd. 3. All funds received by or on behalf of any candidate or political committee shall within five days after the receipt thereof, Sundays and holidays excepted, be deposited by a treasurer or a deputy treasurer in a designated depository in an account designated similar to, "campaign fund of . . . . . (name of committee)".

Subd. 4. No person shall make a contribution in the name of another person. No person shall knowingly accept a contribution made by one person in the name of another person.

Subd. 5. Any person violating any provisions of subdivisions 1 to 3 of this section shall, upon conviction thereof, be guilty of a misdemeanor. Any person violating any provision of subdivision 4 of this section shall, upon conviction thereof, be guilty of a gross misdemeanor.

Sec. 31. [EXPENDITURES.] Subdivision 1. All expenditures, other than the transfer of funds between political committees, must be authorized by the candidate or treasurer or deputy treasurer of the committee making the expenditure.

Subd. 2. The transfer of funds between political committees shall be authorized by the treasurer of the political committee making the transfer.

Subd. 3. Any person or political committee which spends an aggregate amount in excess of \$100 on behalf of a candidate must receive from the treasurer of that candidate's principal political committee a prior authorization and certification that the expenditures will not exceed the limits on expenditures imposed by this act.

Subd. 4. The treasurer or deputy treasurer of a political committee may make an authorization for petty cash in any reporting period in an amount of not more than \$30 per week for statewide races and \$20 per week in legislative races to be used for miscellaneous expenditures.

Subd. 5. Each authorization shall state the amount and purpose of the expenditure and shall be signed by the treasurer or deputy treasurer of the committee making the expenditure.

Subd. 6. Any political committee or person which solicits or receives contributions or makes expenditures on behalf of any candidate that is not authorized in writing by the candidate to do so shall include a notice

(a) on the face or front page of all literature and advertisements published or posted, and

(b) at the beginning and the ends of all advertisements placed on broadcasting stations in connection with the candidate's campaign stating that the committee or person is not authorized by the candidate and that the candidate is not responsible for the activities of the committee or person.

Subd. 7. Any person violating any provisions of subdivisions 1, 2, 3, 4 and 6 of this section shall, upon conviction thereof, be guilty of a misdemeanor.

Sec. 32. [BILLS WHEN RENDERED AND PAID.] Subdivision 1. Every person who shall have any bill, charge or claim against any political committee for any expenditure made in relation to an election shall render in writing to the treasurer of such committee such bill, charge or claim within 30 days after the day of the election in connection with which such bill, charge or claim was incurred. No bill, charge, or claim incurred prior to the election shall be paid which is not so presented within 30 days after such election.

Subd. 2. The candidate, treasurer and deputy treasurer of any political committee shall be personally responsible for all obligations authorized by the treasurer or deputy treasurer.

Sec. 33. [REPORTS.] Subdivision 1. Every treasurer of a political committee shall file the reports required by this section if the committee receives contributions or makes expenditures on behalf of a candidate who stands for election in excess of \$100 in that calendar year.

Subd. 2. The reports shall be filed with the state ethics commission by midnight of the following dates:

(a) In years in which any candidate being supported does not stand for election:

(1) January 7;

(2) June 7.

(b) In years in which any candidate being supported stands for election:

(1) June 7;

(2) August 7;

(3) Five days before any primary election in which the candidate stands for election;

(4) October 7;

(5) Five days before any general election in which a candidate stands for election;

(6) Thirty days after the last election in which he is a candidate in a calendar year.

(c) In special or special primary elections in which a candidate stands for election:

(1) Thirty days before any special or special primary election;

(2) Five days before any special or special primary election.

Subd. 3. Each report under this section shall disclose:

(a) The amount of cash on hand at the beginning of the reporting period;

(b) The full name and mailing address and occupation and the principal place of business, if any, of each person who has made one or more contributions to or for the committee including the purchase of tickets for dinners, luncheons, rallies, and similar fundraising events within the calendar year in an aggregate amount or value (i) in excess of \$100, if the contribution or contributions are made in support of candidates for statewide office; or (ii) in excess of \$25 if the contribution or contributions are made in support of candidates for legislative office; together with the amount and date of the contributions, and the aggregate amount of contributions within the calendar year of each contribution so disclosed. The lists of contributors shall be in alphabetical order;

(c) The total sum of individual contributions made to or for the committee during the reporting period and not reported under clause (b);

(d) The name and address of each political committee or candidate from which the reporting committee received, or to which that committee made, any transfer of funds, together with the amounts and dates of all transfers. The lists shall be in alphabetical order;

(e) Each loan to or from any person within the calendar year in an aggregate amount or value in excess of \$100, together with the full names and mailing address, occupations and the principal places of business, if any, of the lender or endorsers, if any, and the date and amount of the loans;

(f) The total amount of proceeds from (i) the sale of tickets to each dinner, luncheon, rally, and other fundraising event; (ii) mass collections made at such events; and (iii) sales of items such as campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;

(g) Each contribution, rebate, refund, or other receipt in excess of \$100 not otherwise listed under clauses (b) to (f);

(h) The total sum of all receipts by or for the committee during the reporting period;

(i) The full name and mailing address and occupation and the principal place of business, if any, of each person to whom expenditures have been made by the committee or on behalf of the committee within the calendar year in an aggregate amount or value in excess of \$100, the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made;

(j) The sum of individual expenditures which is not otherwise reported under (i);

(k) The full name and mailing address and occupation and the principal place of business, if any, of each person to whom an expenditure for personal services, salaries, and reimbursed expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date, and purpose of the expenditure;

(l) The sum of individual expenditures for personal services, salaries and reimbursed expense which is not otherwise reported under (k);

(m) The total sum of expenditures made by the committee during the reporting period;

(n) The amount and nature of debts and obligations owed by or to the committee, in the form the ethics commission may prescribe and a continuous reporting of their debts and obligations after the election until the debts and obligations are extinguished.

(o) The name of each person or political committee which has been authorized by the treasurer to make expenditures on behalf of the candidate and the nature and amount of each authorized expenditure.

Subd. 4. The reports shall cover the time from the last day of the period covered by the last report to seven days prior to the filing date.

Subd. 5. In any statewide contest any contributions of \$1,000 or more or, in any legislative contest, any contribution of \$100 or more, which is not included in the last report prior to an election, shall be reported by telegram within 48 hours after its receipt and in the next required report.

Subd. 6. Every person, other than a political committee who makes expenditures other than by contribution to a political committee, in an aggregate amount in excess of \$100 within a calendar year shall file with the state ethics commission a statement containing the information required of a political committee or candidate. Statements required by this section shall be filed on the dates on which reports by political committees are filed.

Subd. 7. If no contribution is received or expenditure made by or on behalf of a candidate or political committee during a period described in this act the treasurer of the political committee shall file with the state ethics commission, at the time required by this act for the period, a statement to that effect. Each statement shall be signed and certified as true and correct by the political treasurer required to file it.

Sec. 34. [REPORTS TO COUNTY AUDITOR.] Subdivision 1. All reports or statements that must be filed with the elections commission by the principal campaign committee of legislative candidates shall also be filed with the county auditor of each county in which the legislative district lies.

Subd. 2. The copies of reports filed with the county auditor need not be verified copies.

Subd. 3. Such reports shall be available to the public in the manner prescribed by section 6, clause (e) and retained until six months after the election to which they refer.

Sec. 35. [INSPECTION AND SUMMARIES OF STATEMENTS.] Subdivision 1. In addition to the general examination specified in section 11, the executive director of the commission shall prepare appropriate summaries as prescribed by this section.

Subd. 2. Summaries of statements filed with the commission shall be made available for public distribution on the 60th, 15th, and third calendar days before the election at which the candidates or measures are to be voted upon, and the 15th calendar day after such election, and as part of the commission's annual report provided for in section 4.

Subd. 3. Within three months after the date of each election, the executive director of the commission shall examine each

statement filed with the commission under this act referring to the election, to determine whether the statement conforms to this act and to the truth. Such examination shall include a comparison of all reports filed with the commission. The commission may require any person to answer in writing and under oath or affirmation any question concerning the source of any contribution. Failure to answer a question under oath or affirmation as required by this subdivision is a misdemeanor unless the answer is constitutionally privileged.

Sec. 36. [REQUIREMENTS RESPECTING REPORTS AND STATEMENTS.] Subdivision 1. A report or statement required by this act to be filed by a treasurer of a political committee, or by any other person, shall be signed and certified as true by the person required to file the report.

Subd. 2. A copy of a report or statement shall be preserved by the person filing it for a period of at least six years.

Subd. 3. Contributions and expenditures in the nature of debts and other contracts, agreements, and promises to make contributions or expenditures shall be reported in separate schedules. In determining aggregate amounts of contributions and expenditures, such debts and other contracts, agreements and promises shall not be considered as part of the totals of receipts or expenditures until actual payment is made.

Subd. 4. Cash means money, securities at market value, balances on deposit in banks and savings and loan institutions, checks, negotiable money orders and other paper commonly accepted by a bank in a deposit of cash, and cash funds in other repositories.

Subd. 5. Each contribution in kind shall be declared at fair market value and reported on the appropriate schedule of receipts, identified as to its nature and listed as "contribution in kind". The total amount of goods and services contributed in kind shall be deemed to have been consumed in the reporting period in which received. Each contribution in kind shall be declared as an expenditure at the same fair market value and reported on the appropriate expenditure schedule, identified as "contribution in kind".

Subd. 6. In determining the aggregate of a person's contributions, the treasurer shall list contributions from the same donor under the same name. In each instance when a contribution received from a person in a reporting period is added to previously reported unitemized contributions from the same contributor and the aggregate exceeds \$100 in the case of a statewide candidate or exceeds \$25 in the case of a legislative candidate within the calendar year, the name, address, occupation, principal place of business, if any, of that contributor shall then be listed on the prescribed reporting forms. In addition, any subsequent contribution received from a contributor who has previously been reported within the calendar year shall be listed on the prescribed reporting forms using the same name as previously reported.

Subd. 7. A political committee making an expenditure for or on behalf of more than one candidate for state or legislative shall allocate the expenditures among the candidates on a reasonable basis and report this allocation for each candidate. The treasurer shall retain for audit any documents supporting the allocation.

Subd. 8. Each person required to file any report or statement shall maintain records on the matters required to be reported, including vouchers, cancelled checks, bills, invoices, worksheets, and receipts, which will provide in sufficient detail the necessary information and date from which the filed reports and statements may be verified, explained, clarified and checked for accuracy and completeness, and he shall keep the records available for audit, inspection, or examination by the supervisory officer, or his authorized representatives, for a period of not less than six years from the date of filing of the reports or statements or of changes or corrections thereto. Any person violating any provisions of this subdivision shall, upon conviction thereof, be guilty of a misdemeanor.

Subd. 9. [OUT-OF-STATE COMMITTEES.] The treasurer of a political committee shall not accept a contribution of more than \$100 from a political committee not in this state unless the contribution is accompanied by a written statement, setting forth the full name and complete address of each person who contributed (i) in excess of \$100, if the contribution or contributions are made in support of candidates for statewide office, (ii) in excess of \$25 if the contribution or contributions are made in support of candidates for legislative office, certified as true and correct by an officer of the contributing committee.

Subd. 10. [FEDERAL REPORTS.] The secretary of state shall cause one certified copy of each report or statement filed with him under Section 309 of the Federal Campaign Communications Reform Act to be delivered to the commission within 24 hours of the time he receives such report or statement.

Subd. 11. Any person who signs and certifies to be true a report or statement which he knows contains inaccurate information shall be guilty of a felony.

Sec. 37. [CHANGES AND CORRECTIONS.] Any changes in information previously submitted in, and any corrections to a report shall be reported to the ethics commission within ten days following the date of the event prompting the change or the date upon which the person filing became aware of the inaccuracy. The change or correction shall be reported by letter in the same manner as was the information previously submitted, shall identify the form and the paragraph containing the information to be changed or corrected.

Sec. 38. [DISSOLUTION OR TERMINATION.] No political committee shall dissolve until it has settled all of its debts and filed a termination report. The termination report shall include all information required in periodic reports plus a statement as to the disposition of any residual funds.

Sec. 39. [LIMITS.] Subdivision 1. For the purposes of this act, a candidate for governor and a candidate for lieutenant governor, running together, shall be deemed to be a single candidate and all expenditures made by or on behalf of the candidate for governor and all expenditures made by or on behalf of the candidate for lieutenant governor shall be considered to be expenditures by or on behalf of the candidate for governor.

Subd. 2. No expenditures shall be made and no obligations to make expenditures shall be incurred, by or on behalf of any candidate, which shall result in the aggregate expenditure on behalf of the candidate of an amount in excess of the amounts hereinafter set forth:

(a) For governor and lieutenant governor, running jointly, 15 cents per capita or \$600,000 whichever is greater;

(b) For attorney general, secretary of state, state treasurer and state auditor, separately, five cents per capita or \$200,000 whichever is greater;

(c) For state senator, 25 cents per capita or \$15,000 whichever is greater;

(d) For state representative, 25 cents per capita or \$7,500 whichever is greater.

Subd. 3. Notwithstanding subdivision 2, clause (a), a candidate for the nomination to the office of lieutenant governor at the convention of a political party may spend \$30,000 or five percent of the amount in subdivision 2, clause (a), prior to the time of nomination. This money shall be in addition to the money which may be expended pursuant to subdivision 2, clause (a).

Subd. 4. The period of time during which the limitation on expenditures, by or on behalf of any candidate, shall be in force, shall be the period commencing with that date on which the receipt of contributions or making of expenditures, in an aggregate amount, by or on behalf of the candidate, exceeds \$100. Any expenditure made following the effective date of this act and prior to the receipt of contributions or making of expenditures in the aggregate amount of \$100 shall be deemed to be expenditures within the limitation established for the office sought by the candidate.

Subd. 5. If a candidate in a primary election, wins the primary election, and his opponent or opponents in said election, between them receive more than 30 percent of the vote cast in that election, the winning candidate shall have added to the aggregate amount which may be expended by or on behalf of that candidate an amount equal to one sixth of the amount which may be spent by or on behalf of that candidate as set forth in subdivision 2 of this section or the amount actually expended by or on behalf of that candidate in the primary election whichever is less.

Subd. 6. For every year prior to, but not including, an election year in which he is on the ballot, a candidate shall have



added to the aggregate amount which may be expended by or on behalf of that candidate an amount not to exceed 20 percent of the amount which may be spent by or on behalf of that candidate as set forth in subdivision 2 of this section. Provided, however, that:

(a) The amount added to the aggregate amount set forth in subdivision 2 of this section, shall not exceed the amount actually expended by or on behalf of that candidate in any year;

(b) The additional amounts of expenditure allowed under this subdivision shall not be cumulative from year to year;

(c) In no event shall the amount expended by or on behalf of any candidate during an election year in which he is on the ballot exceed the amounts allowed under subdivisions 2 and 5 of this section and section 40, subdivision 2.

(d) Any expenditure charged against those amounts allowed by this subdivision, by or on behalf of any candidate, for goods and services that are used in whole or in part during an election year in which the candidate is on the ballot, shall be treated, at their fair market value in that election year, as expenditures in that election year.

Subd. 7. On or before January 31 of each election year, the state ethics commission shall determine and cause to be published generally the per capita amounts specified in subdivision 2. In determining the per capita amounts, the state ethics commission shall use:

(a) In the case of the elections for governor and lieutenant governor, attorney general, secretary of state, state treasurer and state auditor, the total population of the state;

(b) In the case of the elections for state senator, 1/67 of the total population of the state;

(c) In the case of elections for state representative, 1/134 of the total population of the state.

Subd. 8. On or before January 15 of each election year, the state department of health shall certify to the secretary of state the estimated total population of the state as of January 1 of that year.

Subd. 9. No person who has spent an aggregate amount in excess of \$100 on behalf of any candidate may make any additional charge or make an expenditure for any goods or services to be used by or on behalf of any candidate unless the treasurer of the principal political committee of that candidate certifies to the person that the payment will not violate the provisions of this act placing limits on the expenditures by or on behalf of any candidate.

Sec. 40. [TRANSFERS OF FUNDS.] Subdivision 1. A transfer of funds from any political committee other than a political party, to the principal political committee of a candidate

shall not be considered to be an expenditure of funds on behalf of the candidate by the political committee.

Subd. 2. A transfer of funds from a political party to any political committee made for any purpose whatsoever and specifically not limited to influencing the nomination for election, or election, of any person to office is an expenditure by that political party.

Sec. 41. [ADDITIONAL LIMITATIONS.] Subdivision 1. No political party shall make expenditures during any calendar year in an amount in excess of 15 cents per capita or \$600,000 whichever is greater.

Subd. 2. No political party or political committee except the principal political committee of a candidate shall make expenditures, other than a transfer of funds to the principal political committee of a candidate, in an amount in excess of ten percent of the amount that may be spent by or on behalf of that candidate as set forth in section 39.

Subd. 3. If a political party makes expenditures on behalf of any candidate directly and not by transfer to the principal political committee of the candidate on whose behalf the expenditures are being made, the expenditure shall be in addition to the aggregate amount that may be spent by or on behalf of that candidate as set forth in section 39.

Subd. 4. Expenditures by a political party on behalf of candidates of that party generally, without referring to any of them specifically, in any advertisement published or posted, on any broadcast or in any telephone conversation, if that conversation refers to three or more candidates, shall not be subject to the limitations of section 39, subdivisions 2 and 3.

Sec. 42. [PRICE ADJUSTMENT.] At the beginning of each calendar year beginning in 1975, the secretary of state shall obtain from the secretary of labor of the United States information as to the percentum difference between the national price index for the 12 months preceding the beginning of the calendar year, and the price index for the base period which shall be 1973. Each amount determined under sections 39, subdivision 2; and 41, subdivision 1, shall be increased by the percentum difference. Each amount so increased shall be the amount in effect for the calendar year. For the purpose of this subdivision, the term "price index" means the average over a calendar year of the consumer price index, all items, United States city average published monthly by the United States Bureau of Labor Statistics. In the event that there is a decline in the price index it shall not result in a reduction in the amounts determined under sections 39, subdivision 2; and 41, subdivision 1, and in any year after 1974 in which there is a decline in the price index the amounts in effect shall be those in effect or the preceding general election.

Sec. 43. [STATE ELECTIONS CAMPAIGN FUND.] Subdivision 1. There is hereby established an account, within the general fund of the state, to be known as the "state elections campaign fund".

Subd. 2. Within the state elections campaign fund account there shall be maintained separate accounts for the candidates of each political party, each minor party, and a general account.

Sec. 44. [DESIGNATION OF INCOME TAX PAYMENT.]  
Subdivision 1. Effective with the taxable years ending after December 31, 1972, every individual whose income tax liability after personal credit for any taxable year is \$1 or more may designate that \$1 shall be paid into the state elections campaign fund. In the case of a joint return of husband and wife having an income tax liability of \$2 or more, each spouse may designate that \$1 shall be paid.

Subd. 2. The taxpayer may designate that the \$1 be paid to the account of a major political party, a minor party, or into the general account.

Subd. 3. The income tax form provided to taxpayers shall include:

(a) A section on the first page in legible type which shall say: "In order to promote financing of election campaigns by the people, the law allows you to allocate \$1 of your taxes to the financing of campaigns of candidates of the party of your choice for state offices. The dollar is not an additional tax. It is an allocation of \$1 of your tax to the state elections campaign fund. The allocation is voluntary".

(b) The form shall then contain a line stating: "I wish \$1 of my taxes to be distributed to state candidates", and shall then provide for boxes which may be marked designating one of the following: (i) each major political party listed in the sequence they are listed on the last general election ballot; (ii) a space for writing in the name of any minor person and (iii) distribution "to all qualifying candidates proportionately".

Subd. 4. All moneys designated by individual taxpayers for the state elections campaign fund shall be credited to the appropriate account in the general fund of the state and are annually appropriated for distribution as set forth in subdivisions 5, 6, and 7.

Subd. 5. The moneys accumulated in the several accounts of the state elections campaign fund, shall be allocated and distributed in the following manner: In each fiscal year, ten percent of the moneys in each account, except the general account, shall be distributed directly to the party of the candidates to be funded from that account. The distribution shall occur on September 1 of each year.

Subd. 6. Statewide offices. (a) In each fiscal year, 36 percent of the moneys in each account other than the general account, shall be set aside for candidates for statewide offices.

(b) Of the amount set aside, in clause (a), 40 percent shall be distributed to the candidates for governor and lieutenant governor jointly and as if one; and 24 percent shall be distributed to the candidates for attorney general and 12 percent each shall be distributed to the candidates for secretary of state, state trea-

suror and state auditor. If there is no nominee of that party, for one of the offices, the share set aside for that office shall be distributed to the other statewide candidates of that party in the same proportions as the original amount.

(c) Within two weeks of the certification by the state canvassing board, of the results of the primary election, the state treasurer shall distribute available funds in each account, other than the general account, of the state elections fund to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute 40 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Subd. 7. State senators. (a) In each fiscal year, 18 percent of the moneys in each account, other than the general account, shall be set aside for candidates for state senate.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state senate of that party.

(c) Within two weeks of the certification by the state canvassing board, of the results of the primary election, the state treasurer shall distribute available funds in each account other than the general account of the state elections fund to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board, of the results of the general election, the state treasurer shall distribute 20 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Subd. 8. State representatives. (a) In each fiscal year, 36 percent of the moneys in each account other than the general account shall be set aside for candidates for state representatives.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state representative of that party.

(c) Within two weeks of the certification of the state canvassing board, of the results of the primary election, the state treasurer shall distribute available funds in each account other than the general account to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board, of the results of the general election, the state treasurer shall distribute 40 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Sec. 45. Subdivision 1. No candidate shall be entitled to receive from the state elections campaign fund, an amount greater than the total amount of expenditures which may be made by or on behalf of the candidate under this act.

Subd. 2. No candidate shall be entitled to receive from the state election campaign fund, an amount greater than the total amount actually expended by or on behalf of the candidate.

Subd. 3. As a condition of receiving any funds from the state elections campaign fund, any candidate, prior to receipt of the funds, shall agree that his principal campaign committee shall not accept contributions exceeding 105 percent of the difference between the amount which may legally be expended by or on behalf of that candidate, and the amount which the candidate received from the state elections campaign fund.

Subd. 4. In any case in which a political party or minor party for whose candidate funds have been accumulated in the state elections campaign fund, does not have a candidate in any one or more of the categories in which the funds are allocated (statewide office, state representative and state senator), the moneys which would be used for distribution to that category or categories shall be transferred to the general account.

Subd. 5. The state ethics commission shall prescribe the rules and regulations necessary to facilitate the distribution of moneys in the state election campaign fund.

Sec. 46. [CIRCUMVENTION PROHIBITED.] Any attempt by a person to circumvent disclosure as provided for in this act, by redirecting funds through another person is a gross misdemeanor.

Sec. 47. [NAME NOT PRINTED ON BALLOT.] Subdivision 1. The name of a candidate shall not be printed on the official ballot for a general or special election if the principal political committee of the candidate fails to file any statement referring to such election required by this act.

Subd. 2. A vacancy on an official ballot under this section may be filed in the manner provided by law, but not by the name of the same candidate.

Sec. 48. [ELECTION CERTIFICATE.] No certificate of election shall be issued to any candidate until his principal political committee has filed the statements pertaining to the election required under this act.

Sec. 49. [REMEDIES.] Subdivision 1. A person charged with a duty under this act shall be personally liable for the penalty for failing to discharge it.

Subd. 2. A person who believes that a violation of this act has occurred shall report his belief to the state ethics committee.

Subd. 3. The state ethics commission, the attorney general, or the county attorney, may seek an injunction in the district court to enforce the provisions of this act.

Subd. 4. The district courts of this state shall have jurisdiction to issue injunctions to enforce the provisions of this act upon application by any citizen of this state.

Sec. 50. [PENALTIES.] Subdivision 1. Any person who violates the provisions of this act shall be guilty of a gross misdemeanor unless otherwise specified.

Subd. 2. The penalties prescribed in this act do not limit the power of either house of the legislature to discipline its own members or to impeach a public official, and do not limit the power of agencies or commissions to discipline officials or employees.

Sec. 51. [APPROPRIATION.] There is appropriated to the state ethics commission from the general fund \$..... for carrying out the provisions of this act.

Sec. 52. Minnesota Statutes 1971, Section 211.06; 211.16; 211.17; 211.20; 211.21; 211.22; 211.25; and 211.32, are repealed.

Sec. 53. This act takes effect 90 days after final enactment.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 534, A bill for an act relating to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

Reported the same back with the following amendments:

Page 5, between lines 17 and 18, insert the following clause and renumber all succeeding clauses:

*“(40) For permanent partial disability resulting from injury to any internal organ, including the heart, 66 2/3 percent of the daily wage at time of injury for 500 weeks;”.*

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1135, A bill for an act relating to the operation of state government; abolishing certain funds and substituting therefor the general fund in the state treasury; requiring payments from general appropriations; requiring certain adjustments by the commissioner of agriculture; requiring the commissioner of securities to impose a fee to pay the cost of travel

expense; changing the source of certain funds; amending Minnesota Statutes 1971, Sections 21.115; 21.54, Subdivision 3; 21.55; 27.07; 29.22, Subdivision 5; 31.39; 32.394, Subdivisions 8 and 9; 32A.05, Subdivision 4; 32A.09, Subdivision 6; 43.31; 83.04; 83.09; 144.61; 149.04; 239.14; 268.14, Subdivision 3; 268.15, Subdivision 3; 268.16, Subdivisions 1 and 2; 308.905; 326.44; 326.52; 326.64; 347.33, Subdivision 3; and 484.54; repealing Minnesota Statutes 1971, Sections 16.20, Subdivisions 5 and 6; 21.116; 33.17; 82.14; 82.15; and 88.063, Subdivision 2.

Reported the same back with the following amendments:

Page 24, strike lines 16 to 28.

Page 25, strike lines 1 to 6.

Page 27, line 13, strike "1973" and insert in lieu thereof "1975".

Renumber the sections accordingly.

Further, amend the title on page 1, line 21, by striking "326.52;".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1136, A bill for an act relating to unemployment compensation; benefits; disqualifications; exception; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

Reported the same back with the following amendments:

Page 5, line 10, strike "," and insert "." in lieu thereof.

Page 5, strike lines 11, 12 and 13 and insert in lieu thereof: *"No employee shall be denied benefits because of a strike or lock-out caused by an employer's failure to observe the terms of the safety and health section of a union contract and/or federal and state laws involving occupational safety and health."*

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1410, A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding subdivisions; 176.041, Subdivision 1, and 176.051.

Reported the same back with the following amendments:

Page 1, line 11, after "\$6,000" add "*in cash wages*".

Page 1, delete lines 17 to 30.

Page 2, delete lines 1 and 2.

Renumber sections accordingly.

Further, amend the title in the following manner: page 1, line 5, strike "subdivisions" and insert "a subdivision".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1841, A bill for an act authorizing the commissioner of administration to convey the water system at the St. Peter state hospital to the city of St. Peter, Nicollet County, Minnesota.

Reported the same back with the following amendments:

Page 1, line 22, strike "not be less than the appraised value of such".

Page 1, strike lines 23 and 24 and insert in lieu thereof: "be determined by the commissioner of administration based upon the appraised value of said water system and the best interest of the state. The method of payment of said consideration shall likewise be determined by the commissioner of administration."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1903, A bill for an act authorizing the commissioner of administration to convey the water system at the Brainerd state hospital to the city of Brainerd, Crow Wing county, Minnesota.

Reported the same back with the following amendments:

Page 1, line 16, strike "ft." and insert in lieu thereof "in."

Page 1, line 18, strike "81" and insert in lieu thereof "8".

Page 1, line 24, strike "be determined by mutual consent between the".

Page 1, strike line 25 and insert in lieu thereof "be determined by the commissioner of administration based upon the appraised value of said water system and the best interest of the state. The



method of payment of said consideration shall likewise be determined by the commissioner of administration.”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 284, A bill for an act relating to the practice of medicine; physicians, surgeons, and osteopaths; licensing thereof; amending Minnesota Statutes 1971, Sections 147.021, Subdivision 1.

Reported the same back with the following amendments:

Page 4, line 17, strike *“disability,”*.

Page 4, line 22, strike *“by”*.

Page 4, line 23, strike *“physicians designated by it”*.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 285, A bill for an act relating to health; physicians, surgeons and osteopaths; examination and licensing thereof; amending Minnesota Statutes 1971, Section 147.02, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 3, strike *“in”*.

Page 2, line 4, strike *“its discretion,”*.

Page 2, line 6, strike *“in its discretion,”*.

Page 2, line 11, strike *“approved by it”*.

Page 2, line 19, strike *“in its”*.

Page 2, line 20, strike *“discretion,”*.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1143, A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the

purchase, construction or remodeling of community residential facilities for the mentally retarded; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded; appropriating money.

Reported the same back with the following amendments:

Page 1, line 16, after the word "retarded" insert "and cerebral palsied".

Page 1, line 18, after the words "mentally retarded" insert "and cerebral palsied".

Page 1, line 26, after "to" strike "50" and insert "25".

Page 1, line 28, after "retarded" insert "and cerebral palsied".

Page 1, line 30, after "families." insert "Up to one-fifth of the grant may be used for equipment and initial staffing costs.".

Page 2, line 8, after "sources," insert "gifts,".

Further amend the title on page 1, line 7, after "retarded" by inserting "and cerebral palsied"; and page 1, line 10, after "retarded" by inserting "and cerebral palsied".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1226, A bill for an act relating to public welfare; boarding home care for handicapped children; amending Minnesota Statutes 1971, Section 252.27, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 11, after "handicapped" insert "*, or cerebral palsied*".

Page 1, line 24, after "retarded," insert "*cerebral palsied,*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1324, A bill for an act relating to public welfare, mental health; providing state matching grants for the construction of cottage-type units for the residential care of mentally retarded persons; appropriating money therefor.

Reported the same back with the following amendments:

Page 1, line 17, after "mentally" strike "deficient" and insert "retarded or cerebral palsied".

Further amend the title on page 1, line 6 after "retarded" insert "or cerebral palsied".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1326, A bill for an act relating to professional licensing boards; providing for the assumption of certain clerical and administrative functions of various health profession licensing boards by the state board of health; repealing Minnesota Statutes 1971, Section 45.16, Subdivision 3.

Reported the same back with the following amendments:

Page 1, line 27, after "boards" strike the remainder of the line.

Page 1, line 28, strike all of the line.

Page 1, line 29, strike "occupations".

Page 2, line 2, after the first "and" strike the remainder of the line.

Page 2, line 3, strike all of the line.

Page 2, line 4, strike everything through "including" and insert "the following administrative support services".

Page 3, line 2, after "health" insert "regarding the cost of services and facilities to be furnished hereunder,".

Page 3, line 12, strike "." and insert, "for the sole use and under the sole control of that board.".

Page 3, lines 13 through 22, strike all of section 5.

Page 3, line 23, after "Sec." strike "6" and insert "5".

Page 3, line 24, after "is" strike "repealed" and insert "amended to read:

Subd. 3. Develop administrative procedures, systems of record keeping and other devices so as to improve the functioning of all licensing and professional boards now or hereafter created by law *except those boards established under Minnesota Statutes, Sections 147.01, 148.181, 148.29, 150A.02, 151.02, 148.52, 148.79, 153.02, 156.01, 144.952 and 146.02.* The director of the division is the liaison officer between the governing bodies of each licensing and professional board and the office of the governor. *Notwithstanding the provisions of Minnesota Statutes 1971, Section 45.16, Subdivision 3, the secretary and executive officer of the State Board of Health shall be the liaison officer between the*

*governing bodies of each health professions licensing board and the office of the governor."*

Further amend the title on page 1, line 7, after "health;" by striking "repealing" and inserting "amending".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1584, A bill for an act relating to welfare; providing for continued funding for day care of children under certain circumstances; appropriating money.

Reported the same back with the following amendments:

Page 1, line 10, after "245.87" insert "and 252.21 to 252.62".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 1187, A bill for an act relating to handicapped persons; authorizing the use of rubber stamps as the legal signatures of such persons; amending Minnesota Statutes 1971, Section 645.44, Subdivision 14.

Reported the same back with the following amendments:

Page 1, line 18, strike "*handicapped*".

Page 1, line 19, after "*person*" insert "*with a motor disability*".

Further amend title as follows: page 1, line 2, strike "*handicapped*" and after "*persons*" insert "*with a motor disability*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1750, A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

Reported the same back with the following amendments:

Page 1, line 10, strike the word "*including*" and insert the word "*except*".

Page 1, line 13, after the word "but" and before the word "not" strike the word "for".

Page 1, line 16, strike the word "including" insert the word "except".

Page 1, line 18, after the word "but" and before the word "not" strike the word "for".

Page 1, line 19, after the "." strike the rest of the line and all of lines 20 and 21.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 837, A bill for an act relating to highways; providing for a two year moratorium on freeway construction in the seven county metropolitan area with certain exceptions.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. On the effective date of this act and for a period of two years thereafter the department of highways shall not cause any construction on nor shall it acquire any lands for any trunk highway forming a part of the interstate systems designated as I 335 and I 394, or for any extension or connector of the Dartmouth Interchange on the interstate system designated as I 94."

Further amend the title by striking it in its entirety and insert:

"A bill for an act relating to highways; providing for a two year moratorium on interstate highway construction."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 988, A bill for an act relating to Hennepin county; tax levies for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended; and Laws 1971, Chapter 954, Section 2.

Reported the same back with the following amendments:

Page 1, line 26, delete "already".

Page 1, line 26, after "issued" insert "*by the county for this purpose before January 1, 1973*".

Page 1, line 29, delete "\$10,000,000" and insert in lieu thereof "\$2,500,000".

Page 2, line 1, delete "*and bonds previously issued,*".

Page 2, lines 7 and 8, delete "*, on bonds previously issued and*".

Page 2, line 9, after "*law*", insert "*and all bonds issued by the county for the purposes of the district before January 1, 1973,*".

Page 2, line 9, delete ".67" and insert in lieu thereof "*three tenths of one*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1455, A bill for an act relating to highway traffic regulations; axle weights and gross vehicle weights on pneumatic-tired vehicles or combination of vehicles used in the hauling of raw and unfinished forest products in the winter time; amending Minnesota Statutes 1971, Section 169.83, Subdivisions 1, 2 and 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1699, A bill for an act relating to highway traffic regulations; slow moving vehicles, signs required; amending Minnesota Statutes 1971, Section 169.522, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1765, A bill for an act relating to motor vehicles; eliminating the requirement of special markings on motor vehicles owned by the state and operated by a commissioner or head of a state department or agency; amending Minnesota Statutes 1971, Section 168.012, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

## SECOND READING OF HOUSE BILLS

H. F. Nos. 647, 800, 1271, 1969, 2087, 1197, 1664, 534, 1136, 1410, 1841, 1903, 284, 285, 1326, 1750, 837, 988, 1455, 1699, and 1765 were read for the second time.

## SECOND READING OF SENATE BILLS

S. F. No. 1187 was read for the second time.

## INTRODUCTION OF BILLS

Swanson; Adams J.; Enebo; Wolcott; and Weaver introduced:

H. F. No. 2245, A bill for an act relating to the athletic commission; increasing the annual appropriation therefor; amending Minnesota Statutes 1971, Section 341.06.

The bill was read for the first time and referred to the Committee on Appropriations.

Wenzel introduced:

H. F. No. 2246, A bill for an act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

The bill was read for the first time and referred to the Committee on City Government.

Ferderer; Norton; Ryan; Johnson, R.; and Tomlinson introduced:

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operation against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

The bill was read for the first time and referred to the Committee on City Government.

Adams, J.; Ryan; Fudro; Salchert; and Samuelson introduced:

H. F. No. 2248, A bill for an act relating to commerce; regulating the sale, by certain persons, of money orders and related instruments; providing penalties.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Growe; Dieterich; Johnson, J.; Savelkoul; and Carlson, L., introduced:

H. F. No. 2249, A bill for an act relating to "truth-in-energy"; requiring disclosure of rates of energy consumption by certain products.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Stanton, Vanasek, and Ojala introduced:

H. F. No. 2250, A bill for an act relating to pollution; beverage containers and the reduction of solid wastes; requiring a deposit on beverage containers sold within this state; providing a penalty.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Jacobs, Vento, Prah, Lombardi, and Brinkman introduced:

H. F. No. 2251, A bill for an act relating to insurance; regulating health insurance for abortions; amending Minnesota Statutes 1971, Sections 62A.04, by adding a subdivision; and 62C.14, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Sarna; Casserly; Lindstrom, J.; Parish; and Rice introduced:

H. F. No. 2252, A bill for an act relating to elections; providing that incumbent judges seeking reelection be placed at the top of the list of candidates for such office on every ballot; amending Minnesota Statutes 1971, Section 203.34, Subdivision 1.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

McCarron, Voss, Kelly, and Heinitz introduced:

H. F. No. 2253, A bill for an act relating to elections; providing for financial disclosures by candidates for Congress; amending Minnesota Statutes 1971, Section 211.20, by adding a subdivision.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.



Moe introduced:

H. F. No. 2254, A bill for an act relating to retirement; regulating the commencement of legislator's retirement allowance; amending Minnesota Statutes 1971, Section 3A.02, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Johnson, J., introduced:

H. F. No. 2255, A bill for an act creating an interim commission to study combined clerical and secretarial services for the licensing and examining boards; appropriating money therefor.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Johnson, J., introduced:

H. F. No. 2256, A bill for an act relating to state professional and licensing boards; creating a department of professional and vocational standards; abolishing certain independent licensing boards and transferring their powers, duties, employees and appropriations to such department; appropriating money.

The bill was read for the first time and referred to the Committee on Governmental Operations.

McCarron introduced:

H. F. No. 2257, A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Hanson, Jacobs, Pahl, Bennett, and Vanasek introduced:

H. F. No. 2258, A bill for an act relating to the state civil service; creating a state civil service advisory committee; prescribing its powers and duties; amending Minnesota Statutes 1971, Chapter 43, by adding a section.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Dieterich, Vento, Hanson, Faricy, and Newcome introduced:

H. F. No. 2259, A bill for an act relating to the county of Ramsey; providing for the retirement of employees thereof; providing certain benefits therefor; and authorizing the levy of certain taxes; amending Laws 1963, Chapter 852, Section 3, as amended.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Vento; McCarron; Miller, M.; St. Onge; and Patton introduced:

H. F. No. 2260, A bill for an act relating to labor; regulating the powers, duties and procedures of certain state agencies and others; regulating the divisions of the department of labor and industry; providing penalties; amending Minnesota Statutes 1971, Sections 175.08; 175.10; 175.16; 175.17; 175.171; 175.20; 175.24; 175.27; and 175.32; repealing Minnesota Statutes 1971, Sections 175.12; 175.13; 175.18; 175.19; 175.21; 175.22; 175.23; 175.28; and 175.29.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Johnson, J.; Lindstrom, E.; Lombardi; Larson; and Belisle introduced:

H. F. No. 2261, A bill for an act relating to marriage; requiring serologic testing of applicants for marriage licenses; providing penalties for violations.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Quirin, McCauley, Culhane, Boland, and Resner introduced:

H. F. No. 2262, A bill for an act relating to the handicapped; creating and prescribing duties of an ombudsman for the handicapped; providing a penalty; appropriating money.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Vento; Ferderer; Carlson, A.; Dahl; and Sieben, H., introduced:

H. F. No. 2263, A bill for an act relating to public welfare; providing for the state certification of directors of private residential facilities for mentally retarded persons; establishing a certification board; appropriating money; amending Minnesota Statutes 1971, Chapter 252, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Stanton, Cummiskey, Wohlwend, St. Onge, and Pehler introduced:

H. F. No. 2264, A bill for an act relating to education; permitting state college board to exempt certain students from certain fees from which they receive no benefit; amending Minnesota Statutes 1971, Section 136.11, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Higher Education.

Miller, M.; Mann; Casserly; Schulz; and Patton introduced:

H. F. No. 2265, A bill for an act relating to the university of Minnesota; authorizing the university to undertake certain farming activities and apply thereto its collective expertise for purposes of generating practical information useful to the other farmers of this state; appropriating money.

The bill was read for the first time and referred to the Committee on Higher Education.

Lindstrom, J.; Lindstrom, E.; Sieben, H.; Hagedorn; and Pavlak, R., introduced:

H. F. No. 2266, A bill for an act relating to courts; defining real property jurisdiction of county court in divorce, annulment and separate maintenance proceedings; amending Minnesota Statutes 1971, Section 487.19, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

Vento; Cummiskey; Ryan; Andersen, R.; and Tomlinson introduced:

H. F. No. 2267, A bill for an act relating to public employee representative elections; amending Minnesota Statutes 1971, Section 179.67, Subdivision 11.

The bill was read for the first time and referred to the Committee on Labor-Management Relations.

Carlson, B., introduced:

H. F. No. 2268, A bill for an act relating to the town of Herman; authorizing two additional policemen.

The bill was read for the first time and referred to the Committee on Local Government.

Larson, Graba, Fjoslien, and DeGroat introduced:

H. F. No. 2269, A bill for an act relating to Otter Tail county; providing for the appointment of the county attorney by the board of county commissioners.

The bill was read for the first time and referred to the Committee on Local Government.

Boland and Belisle introduced:

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

The bill was read for the first time and referred to the Committee on Local Government.

Knickerbocker introduced:

H. F. No. 2271, A bill for an act relating to taxation; real estate; delinquent taxes; amending Minnesota Statutes 1971, Section 272.68, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Smith introduced:

H. F. No. 2272, A bill for an act relating to taxation; providing for the calculation of property tax levy limits for governmental subdivisions; amending Minnesota Statutes 1971, Section 275.51, Subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

Berg, Kahn, Kelly, Myrah, and Heinitz introduced:

H. F. No. 2273, A bill for an act relating to motor vehicles; requiring mandatory annual inspection of motor vehicles; prescribing powers and duties of the commissioner of public safety in relation thereto; imposing fees for inspection; prescribing penalties; authorizing the issuance of bonds; and appropriating money.

The bill was read for the first time and referred to the Committee on Transportation.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2274, A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stockbreeders', dairymen's, horticultural and poultry associations and societies; for sheriffs' per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commission; for maintenance of the capitol area architectural and planning commission; and for other purposes.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2275, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

The bill was read for the first time and laid over one day.

Anderson, I.; Sabo; Norton; and Dirlam introduced:

H. F. No. 2276, A bill for an act relating to the capitol area architectural planning commission; authorizing a study of the proper location of the offices of state government in the capitol area; and appropriating money therefor.

The bill was read for the first time and referred to the Committee on Appropriations.

### MOTIONS AND RESOLUTIONS

Laidig moved that the name of Ohnstad be added as an author on H. F. No. 1664. The motion prevailed.

Ojala moved that the names of Ryan and St. Onge be added as authors on H. F. No. 1689. The motion prevailed.

Ojala moved that the name of Ryan be added as an author on H. F. No. 1692. The motion prevailed.

Ojala moved that the names of Ryan and St. Onge be added as authors on H. F. No. 1691. The motion prevailed.

Graw moved that the name of Pieper be added as an author on H. F. No. 2243. The motion prevailed.

Pavlak, R., moved that the names of Weaver, Casserly and Connors be added as authors on H. F. No. 2235. The motion prevailed.

Pavlak, R., moved that the names of Weaver, Casserly, and Connors be added as authors on H. F. No. 2236. The motion prevailed.

Pavlak, R., moved that the names of Weaver, Casserly, and Connors be added as authors on H. F. No. 2237. The motion prevailed.

Cummiskey moved that H. F. No. 1810 be recalled from the Committee on Taxes and be re-referred to the Committee on City Government. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND  
LEGISLATIVE ADMINISTRATION

Mr. Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report and moved its adoption:

Amend the permanent Rules of the House for the 68th Session by adding a new Rule, as follows:

## "TAX AND APPROPRIATION BILLS GIVEN PRECEDENCE

72. At any time after the adoption of this Rule, any bill relating to taxes or raising revenue shall be acted upon whenever requested by the Chairman of the Committee on Taxes, and any appropriation bill shall be acted upon whenever requested by the Chairman of the Committee on Appropriations."

Amend the permanent Rules of the House for the 68th Session as they appear in the Journal of the House for the first day, Tuesday, January 2, 1973, as follows:

Page 14, Rule 3, line 9, by striking the figure and words "7. Motions and resolutions." and by renumbering the items in lines 10, 11, 12, 13 and 14, of said Rule, accordingly, and by inserting below the words "General Orders" in line 14 of said Rule, the following: "12. Motions and resolutions."

Page 30, at the end of Rule 47, add the following:

"No notice of intention to move for reconsideration shall be in order from May 1, 1973, through May 21, 1973."

The question was taken on the adoption of the report. The report was adopted and the Permanent Rules of the House for the 68th Session were amended.

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 707, A bill for an act relating to courts; providing a salary increase for the judge of Roseville municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Bell moved that the House concur in the Senate amendments to H. F. No. 707 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 707, A bill for an act relating to courts; providing a salary increase for the judge of Roseville and New Brighton municipal court; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Moe	Sarna
Adams, S.	Dieterich	Johnson, D.	Mueller	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	Munger	Schreiber
Anderson, D.	Eckstein	Johnson, R.	Myrah	Schulz
Anderson, G.	Eken	Jopp	Nelson	Searle
Anderson, I.	Enebo	Jude	Newcome	Sieben, H.
Becklin	Erdahl	Kahn	Niehaus	Sieben, M.
Belisle	Erickson	Kelly	Norton	Smith
Bell	Esau	Kempe	Ohnstad	Spanish
Bennett	Faricy	Klaus	Ojala	Stangeland
Berg	Ferderer	Knickerbocker	Parish	Swanson
Berglin	Fjoslien	Kvam	Patton	Tomlinson
Biersdorf	Flakne	Laidig	Pavlak, R.	Ulland
Boland	Forsythe	Larson	Pavlak, R. L.	Vanasek
Braun	Fudro	Lindstrom, E.	Pehler	Vento
Brinkman	Fugina	Lindstrom, J.	Peterson	Voss
Carlson, A.	Graba	Lombardi	Pieper	Weaver
Carlson, B.	Graw	Mann	Pleasant	Wenzel
Carlson, D.	Growe	McArthur	Prahl	Wigley
Carlson, L.	Hagedorn	McCarron	Quirin	Wohlwend
Cassery	Hanson	McCauley	Resner	Wolcott
Clifford	Haugerud	McEachern	Rice	Mr. Speaker
Connors	Heinitz	McFarlin	Ryan	
Culhane	Hook	Menke	St. Onge	
Cummiskey	Jacobs	Miller, D.	Salchert	
Dahl	Jaros	Miller, M.	Samuelson	

Those who voted in the negative were:

LaVoy                      Long                      Skaar

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 212, A bill for an act relating to wild animals; seasons for the taking of certain wild animals; moose licenses; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2; repealing Laws 1971, Chapter 607, Section 15.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Braun moved that the House concur in the Senate amendments to H. F. No. 212 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 212, A bill for an act relating to wild animals; seasons for the taking of certain wild animals; moose licenses; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2; repealing Laws 1971, Chapter 607, Section 15.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 114, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Mueller	Sarna
Adams, S.	Eken	Johnson, R.	Munger	Schreiber
Andersen, R.	Enebo	Jopp	Myrah	Schulz
Anderson, G.	Erdahl	Jude	Newcome	Sherwood
Anderson, I.	Erickson	Kempe	Niehaus	Sieben, H.
Becklin	Esau	Klaus	Norton	Sieben, M.
Belisle	Ferderer	Knickerbocker	Ohnstad	Skaar
Bell	Fjoslien	Kvam	Ojala	Smith
Bennett	Flakne	Laidig	Parish	Spanish
Biersdorf	Forsythe	Larson	Patton	Stangeland
Boland	Fudro	LaVoy	Pavlak, R.	Stanton
Braun	Fugina	Lindstrom, E.	Pehler	Swanson
Brinkman	Graba	Lindstrom, J.	Peterson	Tomlinson
Carlson, B.	Graw	Long	Pieper	Ulland
Carlson, D.	Growe	Mann	Pleasant	Vanasek
Carlson, L.	Hagedorn	McArthur	Prahl	Voss
Casserly	Haugerud	McCarron	Quirin	Weaver
Clifford	Heinitz	McCauley	Resner	Wenzel
Connors	Hook	McEachern	Rice	Wigley
Cummiskey	Jacobs	McFarlin	Rvan	Wohlwend
Dahl	Jaros	Menke	St. Onge	Wolcott
DeGroat	Johnson, C.	Miller, D.	Salchert	Mr. Speaker
Dieterich	Johnson, D.	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D.	Carlson, A.	Hanson	Pavlak, R. L.	Vento
Berg	Culhane	Kelly	Savelkoul	
Berglin	Faricy	Moe	Searle	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 955, A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

PATRICK E. FLAHAVEN, Secretary of the Senate



## CONCURRENCE AND REPASSAGE

Larson moved that the House concur in the Senate amendments to H. F. No. 955 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 955, A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Adams, S.	Dirlam	Johnson, R.	Munger	Schulz
Andersen, R.	Eckstein	Jopp	Myrah	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, D.	Hagedorn	Mann	Quirin	Wenzel
Carlson, L.	Hanson	McArthur	Resner	Wigley
Casserly	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1167, A bill for an act relating to taxation; inheritance taxes; providing for determination of inheritance tax; conclusiveness of inheritance tax return; amending Minnesota Statutes 1971, Section 291.09, Subdivisions 1 and 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Johnson, R., moved that the House concur in the Senate amendments to H. F. No. 1167 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1167, A bill for an act relating to taxation; inheritance taxes; providing for determination of inheritance tax; conclusiveness of inheritance tax return; amending Minnesota Statutes 1971, Section 291.09, Subdivisions 1 and 6.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, D.	Eckstein	Jopp	Myrah	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Newcome	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Spanish
Berg	Ferderer	Kvam	Parish	Stangeland
Berglin	Fjoslien	Laidig	Patton	Stanton
Biersdorf	Flakne	Larson	Pavlak, R.	Swanson
Boland	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lemke	Pehler	Ulland
Brinkman	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, B.	Graw	Lombardi	Pleasant	Voss
Carlson, D.	Growe	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1170, A bill for an act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.005; 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 1170 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1170, A bill for an act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.005; 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	Sarna
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Savelkoul
Andersen, R.	Dieterich	Johnson, D.	Moe	Schreiber
Anderson, D.	Dirlam	Johnson, J.	Munger	Schulz
Anderson, G.	Eckstein	Johnson, R.	Myrah	Searle
Anderson, I.	Eken	Jopp	Nelson	Sherwood
Becklin	Enebo	Jude	Newcome	Sieben, H.
Belisle	Erdahl	Kahn	Niehaus	Sieben, M.
Bell	Erickson	Kelly	Norton	Skaar
Bennett	Esau	Kempe	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Kvam	Parish	Stangeland
Biersdorf	Fjoslien	Laidig	Patton	Stanton
Boland	Flakne	Larson	Pavlak, R.	Swanson
Braun	Forsythe	LaVoy	Pehler	Tomlinson
Brinkman	Fudro	Lemke	Peterson	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pieper	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Pleasant	Vento
Carlson, D.	Graw	Lombardi	Prahl	Voss
Carlson, L.	Growe	Long	Quirin	Weaver
Casserly	Hagedorn	Mann	Resner	Wenzel
Cleary	Hanson	McArthur	Rice	Wigley
Clifford	Haugerud	McCarron	Ryan	Wohlwend
Connors	Heinitz	McCauley	St. Onge	Wolcott
Culhane	Hook	McEachern	Salchert	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1218, A bill for an act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

PATRICK E. FLAHAVEN, Secretary of the Senate

## CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 1218 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1218, A bill for an act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Paviak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Growe	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Heinitz	McCarron	Quirin	Wenzel
Clifford	Hook	McCauley	Resner	Wigley
Connors	Jacobs	McEachern	Rice	Wohlwend
Cummiskey	Jaros	McFarlin	Ryan	Wolcott
Dahl	Johnson, C.	Menke	St. Onge	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 376, 973, 1026, 1498, and 1507.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 138, 605, 1035, 1503, and 1583.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 612, 1056, 1057, 1117, 1282, 1341, 1386, 1436, and 1463.

PATRICK E. FLAHAVEN, Secretary of the Senate

### FIRST READING OF SENATE BILLS

S. F. No. 376, A bill for an act relating to railroads; disposal of certain abandoned property.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 973, A bill for an act relating to peace officer training; regulating certain peace officer training; amending Minnesota Statutes 1971, Sections 626.846; 626.847; 626.852; and 626.853.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

S. F. No. 1026, A bill for an act relating to drainage; clarifying the power of county boards to construct flood control projects under the drainage laws; transferring the administration of judicial ditches to county boards; improving the power of county boards to repair, assess benefits and damages and construct laterals on county ditches; providing for appeal of decisions by a joint county ditch authority to the district court; providing a better procedure for abandonment of ditches in urban areas; providing for the termination of activities of conservancy districts; amending Minnesota Statutes 1971, Sections 106.011, Subdivisions 4 and 17; 106.015, Subdivision 5; 106.471, Subdivisions 1 and 7; 106.521; 106.631, Subdivision 5; 106.661; 112.76; repealing Minnesota Statutes 1971, Sections 111.01 to 111.42.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1498, A bill for an act relating to the state board of health; defining its functions; amending Minnesota Statutes 1971, Section 144.03; and 144.05.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1507, A bill for an act relating to public welfare; changing the method of determining rates for state hospital care; amending Minnesota Statutes 1971, Section 246.50, Subdivision 5.

The bill was read for the first time.

Culhane moved that S. F. No. 1507 and H. F. No. 1225, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 138, A bill for an act relating to taxation; increasing the excise tax on gasoline used in motor vehicles using public highways; creating a separate account in the trunk highway fund for certain trunk highways; amending Minnesota Statutes 1971, Section 296.02, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 605, A bill for an act relating to taxation; income and excise taxes; credit for pollution control equipment; amending Minnesota Statutes 1971, Section 290.06, Subdivision 9a.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1035, A bill for an act relating to courts; setting compensation of jurors; amending Minnesota Statutes 1971, Section 357.26, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1503, A bill for an act relating to natural resources; the production, procurement, distribution, and planting of trees, shrubs, and vines for conservation purposes; amending Minnesota Statutes 1971, Sections 89.36, Subdivision 2; 89.37, by adding a subdivision; 89.38; and Chapter 89, by adding a section; repealing Minnesota Statutes 1971, Sections 89.31 through 89.34, and 89.40.

The bill was read for the first time.

Carlson, B., moved that S. F. No. 1503 and H. F. No. 1980, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1583, A bill for an act relating to agriculture; promotion of agricultural commodities; amending Minnesota Statutes 1971, Section 17.54, Subdivision 1.

The bill was read for the first time.

Miller, D., moved that S. F. No. 1583 and H. F. No. 1768, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 612, A bill for an act relating to employment; prohibiting polygraph or other tests purporting to test the honesty of employees or prospective employees; providing a penalty.

The bill was read for the first time.

Sieben, M., moved that S. F. No. 612 and H. F. No. 982, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1056, A bill for an act relating to membership on certain boards of the city of Minneapolis; providing for representation of the Minneapolis library board on the city's board of estimate and taxation and eliminating representation of special school district No. 1 of the city of Minneapolis on the city's board of estimate and taxation and library board; amending Laws 1959, Chapter 462, Sections 2, as amended; and 3, Subdivision 2, as amended.

The bill was read for the first time.

Adams, J., moved that S. F. No. 1056 and H. F. No. 808, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1057, A bill for an act relating to special acts passed in accordance with the Constitution, Article XI, Section 2, requiring local approval in certain cases; amending Minnesota Statutes 1971, Sections 645.021 and 645.023, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1117, A bill for an act relating to game and fish; permanent fishing licenses for the spouse of certain veterans; amending Minnesota Statutes 1971, Section 98.47, Subdivision 16.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1282, A bill for an act relating to taxation; exempt property; providing that property exempt from taxation shall be taxed in full for the year in which it is sold or otherwise loses its exempt status; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1341, A bill for an act relating to local improvements; special assessments for certain services, including alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

The bill was read for the first time and referred to the Committee on City Government.

S. F. No. 1386, A bill for an act relating to income taxation; defining a unit investment trust; providing a unit investment trust is not a person, corporation, partnership, trust or investment company; amending Minnesota Statutes 1971, Section 290.01, by adding a subdivision.

The bill was read for the first time.

Tomlinson moved that S. F. No. 1386 and H. F. No. 1446, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1436, A bill for an act relating to elections; providing for the payment of the expenses of special county elections; amending Minnesota Statutes 1971, Section 203.43.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 1463, A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

The bill was read for the first time and referred to the Committee on City Government.

### CONSENT CALENDAR

S. F. No. 425, A bill for an act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Carlson, A.	Culhane	Enebo
Adams, S.	Bennett	Carlson, B.	Cummiskey	Erdahl
Andersen, R.	Berg	Carlson, D.	Dahl	Erickson
Anderson, D.	Berglin	Carlson, L.	DeGroat	Esau
Anderson, G.	Biersdorf	Cassery	Dieterich	Faricy
Anderson, I.	Boland	Cleary	Dirlam	Ferderer
Becklin	Braun	Clifford	Eckstein	Fjoslien
Belisle	Brinkman	Connors	Eken	Flakne



Fudro	Kelly	Menke	Pleasant	Spanish
Fugina	Kempe	Miller, D.	Prahl	Stangeland
Graba	Klaus	Miller, M.	Quirin	Stanton
Graw	Knickerbocker	Moe	Resner	Swanson
Growe	Kvam	Munger	Rice	Tomlinson
Hagedorn	Laidig	Myrah	Ryan	Ulland
Hanson	Larson	Nelson	St. Onge	Vanasek
Haugerud	LaVoy	Newcome	Salchert	Vento
Heinitz	Lemke	Niehaus	Samuelson	Voss
Hook	Lindstrom, E.	Norton	Sarna	Weaver
Jacobs	Lindstrom, J.	Ohnstad	Savelkoul	Wenzel
Jaros	Lombardi	Ojala	Schreiber	Wigley
Johnson, C.	Long	Parish	Schulz	Wohlwend
Johnson, D.	Mann	Patton	Searle	Wolcott
Johnson, J.	McArthur	Pavlak, R.	Sherwood	Mr. Speaker
Johnson, R.	McCarron	Pavlak, R. L.	Sieben, H.	
Jopp	McCauley	Pehler	Sieben, M.	
Jude	McEachern	Peterson	Skaar	
Kahn	McFarlin	Pieper	Smith	

The bill was passed and its title agreed to.

H. F. No. 1023, A bill for an act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.05, by adding a subdivision; 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, M.	Sarna
Adams, S.	Eckstein	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eken	Jopp	Munger	Schreiber
Anderson, D.	Enebo	Jude	Myrah	Schulz
Anderson, G.	Erdahl	Kahn	Nelson	Searle
Anderson, I.	Erickson	Kelly	Newcome	Sherwood
Becklin	Esau	Kempe	Niehaus	Sieben, H.
Belisle	Faricy	Klaus	Norton	Sieben, M.
Bell	Ferderer	Knickerbocker	Ohnstad	Skaar
Bennett	Fjoslien	Kvam	Ojala	Smith
Berg	Flakne	Laidig	Parish	Spanish
Berglin	Forsythe	Larson	Patton	Stangeland
Biersdorf	Fudro	LaVoy	Pavlak, R.	Stanton
Boland	Fugina	Lemke	Pavlak, R. L.	Swanson
Brinkman	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Growe	Lombardi	Pieper	Vanasek
Carlson, D.	Hagedorn	Long	Pleasant	Vento
Carlson, L.	Hanson	Mann	Prahl	Weaver
Casserly	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker
DeGroat	Johnson, C.	Menke	Salchert	
Dietrich	Johnson, D.	Miller, D.	Samuelson	

Those who voted in the negative were:

Braun                      Voss

The bill was passed and its title agreed to.

H. F. No. 976 was reported to the House.

Weaver moved to amend H. F. No. 976, the printed bill, as follows:

In the title of the bill, line 1, strike "increasing the compensation"; and in line 2, strike "of the members of the state board of pharmacy;".

The motion prevailed and the amendment was adopted.

H. F. No. 976, A bill for an act relating to pharmacy and drugs; redefining certain terms; revising the qualifications required of applicants for registration; providing for the training of interns; increasing the maximum fee for registration; revising exceptions allowed to registration requirements; regulating the introduction of distressed drugs into the state; amending Minnesota Statutes 1971, Sections 151.01, Subdivisions 5 and 14; 151.10; 151.101; 151.12; 151.211; 151.25; 151.26, Subdivision 1; 151.37, Subdivision 5 and 151.39, by adding a subdivision; repealing Minnesota Statutes 1971, Section 151.26, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Mueller	Schreiber
Adams, S.	Dieterich	Johnson, R.	Munger	Schulz
Andersen, R.	Dirlam	Jopp	Myrah	Searle
Anderson, D.	Eckstein	Jude	Nelson	Sherwood
Anderson, G.	Eken	Kahn	Newcome	Sieben, H.
Anderson, I.	Enebo	Kelly	Niehaus	Sieben, M.
Becklin	Erdahl	Kempe	Norton	Skaar
Belisle	Erickson	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flakne	Larson	Paviak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Paviak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, D.	Hagedorn	Mann	Quirin	Wenzel
Carlson, L.	Hanson	McArthur	Resner	Wigley
Casserly	Haugerud	McCarron	Rice	Wohlwend
Cleary	Heinitz	McCauley	Ryan	Wolcott
Clifford	Hook	McEachern	St. Onge	Mr. Speaker
Connors	Jacobs	McFarlin	Salchert	
Culhane	Jaros	Menke	Samuelson	
Cummiskey	Johnson, C.	Miller, D.	Sarna	
Dahl	Johnson, D.	Moe	Savelkoul	

The bill was passed, as amended, and its title agreed to.

S. F. No. 117, A bill for an act relating to welfare; defining "continuous absence from the home" as used in sections 256.72 to 256.87; amending Minnesota Statutes 1971, Section 256.12, Subdivision 15.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bell	Esau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Grove	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

## CALENDAR

S. F. No. 160, A bill for an act relating to public health; dating of perishable foods; providing a penalty.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 102, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Faricy	Grove
Adams, S.	Berglin	Cleary	Ferderer	Hagedorn
Andersen, R.	Biersdorf	Connors	Flakne	Hanson
Anderson, G.	Boland	Cummiskey	Forsythe	Haugerud
Anderson, I.	Braun	Dahl	Fudro	Heinitz
Belisle	Carlson, A.	DeGroat	Fugina	Hook
Bell	Carlson, B.	Dieterich	Graba	Jacobs
Bennett	Carlson, L.	Enebo	Graw	Jaros

Johnson, C.	Lindstrom, J.	Ojala	Salchert	Tomlinson
Johnson, D.	Lombardi	Parish	Samuelson	Ulland
Johnson, J.	McArthur	Patton	Sarna	Vanasek
Jude	McCarron	Pavlak, R.	Savelkoul	Vento
Kelly	McCauley	Pehler	Schreiber	Voss
Kempe	McEachern	Peterson	Schulz	Weaver
Knickerbocker	McFarlin	Pieper	Sherwood	Wenzel
Kvam	Miller, D.	Prahl	Sieben, H.	Wohlwend
Laidig	Moe	Quirin	Sieben, M.	Wolcott
Larson	Munger	Resner	Smith	Mr. Speaker
LaVoy	Nelson	Rice	Spanish	
Lemke	Newcome	Ryan	Stanton	
Lindstrom, E.	Norton	St. Onge	Swanson	

Those who voted in the negative were:

Anderson, D.	Dirlam	Fjoslien	Menke	Pleasant
Becklin	Eckstein	Johnson, R.	Mueller	Skaar
Brinkman	Eken	Jopp	Myrah	Stangeland
Carlson, D.	Erdahl	Klaus	Niehaus	Wigley
Clifford	Erickson	Long	Ohnstad	
Culhane	Esau	Mann	Pavlak, R. L.	

The bill was passed and its title agreed to.

H. F. No. 491, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 18, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jopp	Miller, M.	Sarna
Adams, S.	Dahl	Jude	Moe	Schreiber
Andersen, R.	Dieterich	Kahn	Mueller	Schulz
Anderson, G.	Dirlam	Kelly	Munger	Searle
Anderson, I.	Enebo	Kempe	Myrah	Sherwood
Becklin	Faricy	Klaus	Nelson	Sieben, H.
Belisle	Ferderer	Knickerbocker	Newcome	Sieben, M.
Bell	Flakne	Kvam	Norton	Smith
Bennett	Forsythe	Laidig	Ojala	Spanish
Berg	Fudro	Larson	Parish	Stanton
Berglin	Fugina	LaVoy	Patton	Swanson
Biersdorf	Graba	Lemke	Pavlak, R.	Tomlinson
Boland	Graw	Lindstrom, E.	Pehler	Ulland
Brinkman	Grove	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Hanson	Lombardi	Pleasant	Vento
Carlson, B.	Heinitz	Mann	Prahl	Voss
Carlson, D.	Hook	McArthur	Quirin	Weaver
Carlson, L.	Jacobs	McCarron	Resner	Wenzel
Cassery	Jaros	McCauley	Rice	Wohlwend
Cleary	Johnson, C.	McEachern	Ryan	Wolcott
Clifford	Johnson, D.	McFarlin	St. Onge	Mr. Speaker
Connors	Johnson, J.	Menke	Salchert	
Culhane	Johnson, R.	Miller, D.	Samuelson	

Those who voted in the negative were:

Anderson, D.	Eken	Hagedorn	Pavlak, R. L.	Stangeland
Braun	Erdahl	Long	Pieper	Wigley
DeGroat	Erickson	Niehaus	Savelkoul	
Eckstein	Esau	Ohnstad	Skaar	

The bill was passed and its title agreed to.

H. F. No. 1041, A bill for an act relating to the organization and administration of state government; providing changes in the distribution of receipts credited to the state forest suspense account; amending Minnesota Statutes 1971, Section 16.20, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	St. Onge
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, G.	Eckstein	Johnson, R.	Mueller	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Searle
Bell	Erickson	Kelly	Newcome	Sherwood
Bennett	Esau	Kempe	Niehaus	Sieben, H.
Berg	Faricy	Klaus	Norton	Sieben, M.
Berglin	Ferderer	Knickerbocker	Ohnstad	Skaar
Biersdorf	Fjoslien	Kvam	Ojala	Spanish
Boland	Flakne	Laidig	Parish	Stangeland
Braun	Graba	Larson	Patton	Stanton
Brinkman	Fudro	LaVoy	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, D.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, L.	Growe	Lombardi	Pieper	Vento
Casserly	Hagedorn	Long	Pleasant	Voss
Cleary	Hanson	Mann	Prahl	Wenzel
Clifford	Haugerud	McArthur	Quirin	Wigley
Connors	Heinitz	McCarron	Resner	Wohlwend
Culhane	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 94, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Miller, D.	St. Onge
Adams, S.	Eken	Johnson, R.	Moe	Salchert
Andersen, R.	Enebo	Jopp	Mueller	Sarna
Anderson, I.	Faricy	Jude	Munger	Schreiber
Belisle	Ferderer	Kahn	Myrah	Sherwood
Bell	Flakne	Kelly	Nelson	Sieben, H.
Berg	Forsythe	Knickerbocker	Newcome	Sieben, M.
Berglin	Fudro	Kvam	Norton	Skaar
Boland	Fugina	Laidig	Ojala	Stanton
Carlson, A.	Graba	LaVoy	Parish	Swanson
Carlson, B.	Graw	Lemke	Patton	Tomlinson
Carlson, L.	Growe	Lindstrom, E.	Pavlak, R.	Ulland
Casserly	Hagedorn	Lindstrom, J.	Pehler	Vanasek
Cleary	Haugerud	Lombardi	Peterson	Vento
Clifford	Heinitz	Long	Pleasant	Voss
Connors	Hook	McArthur	Quirin	Wigley
Cummiskey	Jaros	McCarron	Resner	Wolcott
Dahl	Johnson, C.	McFarlin	Rice	Mr. Speaker
Dieterich	Johnson, D.	Menke	Ryan	

Those who voted in the negative were:

Anderson, D.	Culhane	Hanson	Niehaus	Schulz
Becklin	DeGroat	Kempe	Ohnstad	Spanish
Bennett	Dirlam	Klaus	Pavlak, R. L.	Stangeland
Biersdorf	Erdahl	Larson	Pieper	Weaver
Braun	Erickson	Mann	Prahl	Wenzel
Brinkman	Esau	McEachern	Samuelson	Wohlwend
Carlson, D.	Fjoslien	Miller, M.	Savelkoul	

The bill was passed and its title agreed to.

## GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the Day.

Pursuant to Rule 12, a roll call was taken on the motion of Biersdorf to recommend that H. F. No. 791 be re-referred to the Committee on General Legislation and Veterans Affairs.

There were yeas 76, and nays 57.

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Mueller	Searle
Andersen, R.	Dirlam	Jopp	Myrah	Sherwood
Anderson, D.	Eckstein	Jude	Newcome	Skaar
Anderson, G.	Eken	Klaus	Niehaus	Smith
Anderson, I.	Erdahl	Kvam	Ohnstad	Spanish
Becklin	Erickson	Larson	Patton	Stangeland
Belisle	Esau	LaVoy	Pavlak, R. L.	Swanson
Bennett	Fjoslien	Lemke	Pehler	Weaver
Biersdorf	Fugina	Lombardi	Pieper	Wenzel
Braun	Graba	Long	Pleasant	Wigley
Brinkman	Graw	Mann	Prahl	Wohlwend
Carlson, B.	Hagedorn	McCarron	Ryan	Wolcott
Carlson, D.	Haugerud	McCauley	St. Onge	
Clifford	Heinitz	McEachern	Samuelson	
Culhane	Hook	McFarlin	Savelkoul	
Dahl	Johnson, D.	Miller, M.	Schulz	

Those who voted in the negative were:

Adams, S.	Enebo	Kahn	Nelson	Sieben, H.
Bell	Farcy	Kelly	Norton	Sieben, M.
Berg	Ferderer	Kempe	Ojala	Stanton
Berglin	Flakne	Knickerbocker	Parish	Tomlinson
Boland	Forsythe	Laidig	Pavlak, R.	Ulland
Carlson, A.	Fudro	Lindstrom, E.	Peterson	Vanasek
Carlson, L.	Grove	Lindstrom, J.	Quirin	Vento
Casserly	Hanson	McArthur	Resner	Voss
Cleary	Jacobs	Menke	Rice	Mr. Speaker
Connors	Jaros	Miller, D.	Salchert	
Cummiskey	Johnson, C.	Moe	Sarna	
Dieterich	Johnson, J.	Munger	Schreiber	

The motion prevailed.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. No. 791 upon which it recommended re-referral to the Committee on General Legislation and Veterans Affairs with the following amendments:

Offered by Berg:

The printed bill, as follows: page 2, line 12, after "*apply*" insert "*to transfers between dealers licensed pursuant to section 4 or*".

Offered by Berg:

Page 3, line 4, after "*Subd. 3.*" insert "*All applications for pistol dealer's licenses, except the applications of corporations, shall be made by the sole proprietor, a partner, or a member of the firm or association.*".

Page 3, line 4, strike "*application*" and insert "*applicant*" in lieu thereof.

Page 3, line 4, strike "*contain*" and insert "*provide*" in lieu thereof.

Page 3, line 7, after "*concerning*" strike the remainder of the line and insert in lieu thereof "*the manager or principal employee in charge of the sale of pistols.*".

Offered by Berg:

Page 1, line 15, after "*BB gun,*" insert "*a scuba gun, a stud gun or nail gun used in the construction industry*".

Offered by Ojala:

Page 3, line 35, after "*proof*" and before "*that*" strike "*, in accordance with regulations adopted by the commissioner,*".

Page 4, line 6, at the end of the line, after "*proof*" strike "*, in accordance with reg-*"; line 7, at the beginning of the line and before "*that*" strike "*ulations adopted by the commissioner,*".

Line 12, after "*proof*" strike "*, in accordance with regulations adopted by the commissioner,*".

Page 4, line 1, after "*person*" strike the language remaining in the line; line 2, strike all the language in the line; line 3, at the beginning of the line and before the word "*who*" strike "*or*".

Line 4, after "*marijuana*" and before the comma, insert "*as defined in Minnesota Statutes, Sections 152.01 and 152.02*".

Page 4, line 8, after the word "*person*" and before the words "*who has*" strike "*who is an alcoholic or habitual drunkard, or*".

Line 11, at the beginning of the line, strike "*a history of alcoholic problems*" and insert in lieu thereof "*been adjudicated an inebriate person,*".

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

#### ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Wednesday, April 25, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives